

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

FORMAL SESSION
June 10, 2002

The Board of Supervisors of Maricopa County, Arizona convened at 9:00 a.m., June 10, 2002, in the Board of Supervisors' Auditorium, 205 W. Jefferson, Phoenix, Arizona, with the following members present: Don Stapley, Chairman; Andy Kunasek, Max W. Wilson, and Mary Rose Wilcox. Absent: Fulton Brock, Vice Chairman. Also present: Fran McCarroll, Clerk of the Board; Shirley Million, Administrative Coordinator; David Smith, County Administrative Officer; and Paul Golab, Deputy County Attorney. Votes of the Members will be recorded as follows: (aye-no-absent-abstain).

INVOCATION

Betty Colwell, Clerk of the Board's Office, delivered the invocation.

PLEDGE OF ALLEGIANCE TO THE FLAG

Ross Tate, County Auditor, led the assemblage in the Pledge of Allegiance.

PET OF THE MONTH

Julie Banks, Maricopa County Animal Care & Control, introduced the "Pets of the Month" -- two seven-week old kitten-brothers, Pumpkin and Pie. She said they came from a litter of seven and all would be adoptable later today at the center 5231 North 35th Avenue, north of Camelback. So far, all the pets introduced at the first monthly meeting of the Board have been adopted and Ms. Banks joined the Supervisors in the hope that this will continue. Ms. Banks also indicated that this is "Cat Month" and prospective cat-owners "can adopt two cats for the price of one throughout June."

PRESENTATION BY ENVIRONMENTAL SERVICES TO PAUL BARNES AND BARRY PACELEY

Al Brown, Director of Environmental Services Department, Chairman Stapley and Supervisor Kunasek presented plaques to Paul Barnes and Joan and Barry Paceley in appreciation of their service to Maricopa County and the Roof-Rat-Task Force during the current efforts being made by city, state, county and federal governments to rid portions of Maricopa County of the roof-rat infestation. He said that many citizens have gone above and beyond concerned citizen involvement and cited the fact that this problem has actually served to bring the citizenry together in a concerned commitment to help each other. He also recognized those attending from his nine member technical control staff who are responding to this invasion of rats from out of state. (C88020580) (ADM650)

The following related item on the agenda as No. 28 was considered at this time on the suggestion of Supervisor Wilcox because of its relevance to the previous presentation.

EXPENDITURE BUDGET APPROPRIATION

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve authorizing the Office of Management & Budget to include a \$100,000 expenditure budget appropriation in the FY 2002-2003 General Government-General Fund Programs-Vector Control budget to support continued efforts in the Roof Rat Mitigation Program in FY 2002-2003. (C88020578) (ADM2300)

John Hinz, citizen, spoke on his contention that the roof rats are not a native species but they are now in the area and he argued that the larger problem is with the feral cat -- also a non-native predator introduced into the area. He presented information from an Audubon article on the impact of feral cat predation on birds, small animals and reptiles. He said that some supposedly caring people feed these semi-wild cats but a full belly does not stop them from killing their natural prey. He added that there are

**FORMAL SESSION
June 10, 2002**

untold millions of feral cats roaming the cities causing unknown damage as they live out their short, disease-ridden, half-starved existence. He stated that those studying the problem have concluded the only humane way to deal with feral cats and the many problems they create is to capture and eradicate them. He suggested licensing house cats to distinguish and protect them.

PURCHASE OF COMPUTER-RELATED EQUIPMENT

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve the following equipment purchases for the Clerk of the Court, as prescribed in Budget Adjustment Memo No. 8:

- a) 7 PC's, 7 printers, 2 receipt printers, and 7 scanguns serving courtroom clerk, docket, file counter, file tracking and technical support functions as well as a scanner, scanner workstation and UPS for scanner supporting electronic document filing and a server, storage, tape back-up unit and a fax machine to support all functions for an approximate cost of \$66,467, including tax of approximate \$4,991. The purchase of this equipment is needed to support the operation of the new Northwest Court Facility opening July 1, 2002. Using the technology leasing program, the general fund will support 4PC's, 4 printers, 2 receipt printers, 4 scanguns and 1 fax machine for an approximate cost of \$37,524. Delivery will be after July 1, 2002, with the final funding of the leased equipment subject to final approval of the County budget for FY 2002-2003. The EDMS – Local JCEF funds will support 1 scanner, 1 scanner workstation, and 1 UPS for scanner for an approximate cost of \$19,821. In addition, 1 PC, 1 scangun, and 1 printer will be paid with Document Retrieval Funds and 2 PC's, 2 printers and 2 scanguns will be paid with Child Support Enhancement funds. (C16020268) (ADM1000-002)
- b) 2 full sized film cabinets and 1 mobile film cabinet to hold copies of microfilm that are being produced per retention of documents filed within the Superior Court for a total approximate cost of \$3,097 including delivery and tax. This purchase will be funded from Document Retrieval for an approximate total cost of \$3,097. (C16020270) (ADM1000-002)
- c) 1 PC to support a new function in victim location at an approximate cost of \$1,681, including tax. This purchase will be funded from Fill the Gap funds for a one-time expense for a total approximate amount of \$1,691. (C16020288) (ADM1000-002)
- d) 3 large capacity scanners, 3 Kofax Adrenaline Boards, 2 scanstations, and 2 UPS to support the imaging of criminal documents being filed for an approximate cost of \$49,815, including tax. This purchase will be funded from Fill the Gap funds for an approximate amount of \$49,815. (C16020298) (ADM1000-002)
- e) 28 bar code readers to support the tracking and processing of exhibits for the court, for an approximate total cost of \$6,478. This purchase will be funded from Document Retrieval for an approximate total cost of \$6,478. (C16020308) (ADM1000-002)

EXEMPTION TO FULLY FUNDED POSITION POLICY

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve an exemption to the Fully Funded Position Policy (B3001) to allow OMB to establish a new

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

position for the Clerk of the Court (Courier/File Tracking Specialist) effective July 1, 2002, for the Northwest Regional Court. Funding for this position is included in the Clerk's Office FY 2003 budget recommendation in the amount of \$28,729. (C16020318) (ADM1827)

AMENDMENT TO LEASE WITH MILLETT FAMILY PROPERTIES, LTD.

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve and execute an amendment for Lease No. L7229 with the Millett Family Properties, LTD., Lessor, for continued use of the 11,900 square foot County Attorney Juvenile Division office located at 540 West Iron Avenue, Mesa. This amendment will extend the term of the existing lease from July 15, 2002, through July 14, 2005, with an option to extend the term of the existing lease from July 15, 2005, through July 14, 2007. This lease contains a 90-day cancellation clause. The annual costs are as follows:

- Years 2003, 2004, and 2005 - rate of \$15 per square foot (11,900 square feet), \$14,875 per month and \$178,500, per year, plus rental tax.

The rent for the two year extension option is as follows:

- Years 2006 and 2007 – rate of \$15.50 per square foot (11,900 square feet), \$15,370.83 per month and \$184,450, per year, plus rental tax. (C1996028402)

PURCHASE OF ELECTRIC STRIP BINDING SYSTEM

Approve the purchase of an Electric Strip Binding System to replace a broken system, in accordance with Budget Administrative Memo No. 8. This equipment is essential to bind court briefs, depositions and other documents. The cost of the equipment is \$3,403 and will be absorbed from the County Counsel general fund budget. (C19020535) (ADM400-002)

GRANT FUNDING FROM GOVERNOR'S COMMUNITY POLICY OFFICE, DIVISION OF PREVENTION OF FAMILY VIOLENCE

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve receipt of grant funds from the Governor's Community Policy Office, Division for the Prevention of Family Violence, in the amount of \$157,000. These funds will support one FTE Advocate's salary and benefits and one .75 FTE Advocate's salary and benefits. The grant funds will commence on May, 13, 2002, and terminate on May 12, 2004. The grant funds may not be expended for any indirect costs for administration in connection with funds. By approving this agenda item, a budget amendment will increase the County Attorney's revenue and expenditure level for FY 2001-2002 by \$5,102. Grant revenues are not "local revenues" for the purpose of the constitutional expenditure limitation, and therefore expenditure of the funds is not prohibited by the budget law. This budget adjustment does not alter the budget constraining the expenditure of local revenues duly adopted by the Board pursuant to A.R.S §42-17105. (C19020553)

WAIVER TO MARICOPA COUNTY COMPENSATION PLAN

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve a waiver of the Maricopa County Compensation Plan, Section VII.A to allow retroactive salary advancements for Donna Cordova (\$16.83 to \$17.67), Denise Barton-Jonavich (\$13.00 to \$13.32) and Vivian Pacheco (\$14.42 to \$15.14). On March 19, 2002, the Treasurer's Office submitted a packet of salary advancements for four employees. Three of these individuals should have received their end of probation

**FORMAL SESSION
June 10, 2002**

increase effective February 4, 2002; however, the salary advancements for Donna Cordova, Denice Barton-Jonavich and Vivian Pacheco were sent in late due to an administrative oversight. Since the effective date of the proposed salary advancements are based upon the date they are received in Human Resources, the delay resulted in an effective date of April 1, 2002, which is two months late. Approval of the retroactive date will allow these employees to receive their salary advancements on time and maintain the equity of the department. The retroactive adjustments are calculated as follows: February 4, 2002, to April 1, 2002 (360 hours); Donna Cordova \$16.83 to \$17.67 = \$302.40; Denice Barton-Jonavich \$13.00 to \$13.32 = \$115.20 and Vivian Pacheco \$14.42 to \$15.14 = \$259.20. The cost of this action will come from funds already budgeted. (C43020020) (ADM3308)

TEMPORARY ADDITION OF ONE SHERIFF'S OFFICE VEHICLE - EXEMPT FROM MARKINGS

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve a temporary addition to the Sheriff's Office of a 1998 Ford Crown Victoria. This temporary addition will be included in the fleet of RICO vehicles used for deep undercover investigations per A.R.S. §38-538.03 and does not increase the allowable number of up to 50. This vehicle will be exempt from governmental markings and will be issued non-governmental license plates. Operation, maintenance and fuel costs will be paid for with RICO funds as well. There will be no vehicle replacement costs associated with this vehicle, since it is a temporary addition to the County fleet, and will automatically be removed from MCSO fleet when its useful life has expired. (C5002097M) (ADM3100)

DONATION

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to accept the donation of a quarter horse from Mr. Daniel Jackson, valued at \$7,000, to be used by the Sheriff's Office Mounted Unit. Cost of food and veterinary expenses are estimated to be \$2,400 and will be funded through the cooperative law enforcement agreement with the U.S. Forest Service (C50991172). (C5003013M) (ADM3900)

EXEMPTION TO FULLY FUNDED POSITION POLICY

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve an exemption to the Fully Funded Position Policy (B3001) to allow OMB to establish five new positions for Superior Court, effective July 1, 2002, for the Northwest Regional Court. Funding for these positions is included in the Superior Court's FY 2003 budget recommendation in the amount of \$130,124. (C38020278) (ADM1827)

ADOPT AMENDED RESOLUTION FOR MARICOPA COUNTY COMBINED CHARITABLE CAUSES

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to adopt the Maricopa County Employees Combined Charitable Campaign and Other Charitable Causes Resolution. This resolution amends and supercedes the Maricopa County Combined Charitable Campaign and Charitable Causes Resolution, adopted June 25, 2001. The Board adopted a resolution July 17, 1978, authorizing various payroll deduction programs and services. The annual charitable fund raising campaign was established in section 2(e) of that resolution. On June 6, 2001, a resolution was adopted by the Board to amend section 2(e) of the 1978 resolution and to provide more appropriate parameters for a public sector combined charitable campaign, specifically regarding eligibility and participation of charitable organizations. Following the 2001-2002 annual campaign, a steering committee was established to set campaign guidelines regarding the charitable campaign. The committee has determined that changes to the resolution are necessary. Changes to the June 6, 2001, resolution

**FORMAL SESSION
June 10, 2002**

are needed to (1) improve the cost-effectiveness of overall campaign management and administration; and (2) clarify permissible parameters of a public sector single combined campaign. (C2001005601) (ADM3311)

**RESOLUTION
MARICOPA COUNTY EMPLOYEES COMBINED CHARITABLE CAMPAIGN
AND**

OTHER CHARITABLE CAUSES

WHEREAS, enabling Maricopa County employees to contribute to eligible charitable organizations and other charitable causes helps reduce the burden of government on its taxpayers; and

WHEREAS, the Board of Supervisors has an interest in establishing a single County combined charitable campaign that minimizes disruption in the workplace and administration costs and ensures the voluntary nature of employee participation; and

WHEREAS, The Board of Supervisors understands the complexity of transitioning to a single, combined charitable campaign, and grants the authority to the County Administrative Officer to phase in the implementation of this resolution as deemed appropriate and necessary.

NOW, THEREFORE, BE IT RESOLVED, the Maricopa County Employees Combined Charitable Campaign and Other Charitable Causes Resolution is hereby adopted. This resolution amends and supercedes the Maricopa County Combined Charitable Campaign and Charitable Causes Resolution, adopted by the Board of Supervisors on June 25, 2001.

I. Participating Organizations

The following organizations may be considered for participation in the annual Maricopa County Employees Combined Charitable Campaign.

- A. The organization must be tax exempt under 26 U.S.C. § 501 (c) (3) and to which contributions are tax deductible pursuant to 26 U.S.C. § 170; and must have as its principal mission, one of the following:

1. Health and human services;
 2. Education, including illiteracy elimination services;
 3. Environmental restoration and conservation;
 4. Civil and human rights;
 5. Animal protection;
 6. Information, referral and counseling services;
 7. Adoption services;
 8. Neighborhood and community organization services; or
 9. Employees Helping Employees organization.
- OR -

- B. The organization must be either:

1. school tuition organization eligible for the tax credit pursuant to A.R.S. § 43-1089; or
 2. public school eligible for the tax credit pursuant to A.R.S. § 43-1089.01.
- OR -

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

- C. A charitable organization that provides assistance to the working poor that is eligible for the tax credit pursuant to A.R.S. § 43-1088.
- OR -
- D. An organization, whose principle mission is to provide direct support to a Maricopa County government department or special district, that meets the following criteria.
 - 1. The organization is tax exempt under 26 U.S.C. § 501 (c)(3); and
 - 2. Contributions to the organization are tax deductible pursuant to 26 U.S.C. § 170.
- OR -
 - 3. The steering committee has the authority to determine, on an annual basis, whether an organization, whose principle mission is to provide direct support to a Maricopa County government department or special district, will be permitted to partner with an organization that meets requirements I(D)(1-2) to participate in that year's campaign.

II. Eligibility Requirements for All Participating Organizations

- A. If an organization is subject to A.R.S. 44-6551 *et seq.*, the organization must have met all reporting requirements.
- B. The organization must fulfill all of the following requirements:
 - 1. Must have its financial records audited annually (or bi-annually, if the by-laws call for a bi-annual audit) by an independent public accountant whose examination conforms to generally accepted accounting principles. Such audit must also verify the percent of total contributed dollars that was used for fundraising and administrative expenses.
 - 2. Make such financial and operational audits available to Maricopa County upon request.
 - 3. Meet any additional eligibility requirements set forth in the application process.
 - 4. Certify that it will adhere to the employee solicitation process as approved by the County Administrative Officer.
 - 5. Must not be in violation of any state or federal laws prohibiting discrimination.
 - 6. Must disclose its administrative and fundraising expenses as compared to total dollars contributed in the form/format as required in the application process.
- C. Organizations ineligible to participate in the Maricopa County Combined Charitable Campaign include, but are not limited to, the following:
 - 1. Organizations whose activities contain an element that are more than incidentally political in nature or whose activities are primarily political, religious, professional, or fraternal in nature.
 - 2. Organizations that do not have an independent board of directors, who are non-compensated.
- D. Additional eligibility criteria may be established that may be deemed necessary and appropriate.

III. Campaign Organization, Implementation and Administration

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

The County Administrative Officer is responsible to the Board of Supervisors for administration of the campaign, including, but not limited to, the establishment of a charitable campaign manager and steering committee, campaign chair(s), campaign committee, and campaign calendar. In addition, the County Administrative Officer is responsible for the annual campaign organization and operations, and may enter into administrative agreements on behalf of the Maricopa County Employees Combined Charitable Campaign that are not financed through public funds, but either through donations or voluntary employee contributions.

A. Charitable campaign manager responsibilities

1. Recommend to the County Administrative Officer an implementation plan that successfully phases in the components of this resolution.
2. Implement this resolution and any amendments thereto.
3. Endeavor to meet or exceed the goals of this resolution and the program/event goals.
4. Develop and implement eligible organization application procedures and systems, to include electronic/web functionality as soon as practicable.
5. Develop and implement procedures and forms, to include electronic forms, relating to all aspects of the campaign and administration thereof, taking into consideration recommendations of the steering committee.
6. Develop and implement procedures relative to other solicitations identified in Section IV of this resolution.
7. Purchase supplies, software, equipment and services to administer the campaign.
8. Certify that participating organizations meet eligibility criteria.
9. Approve all forms of communication and solicitation schedules designed for the Maricopa County employees.
10. Develop a procedure packet to be used by all teams for coordinating special events.
11. Develop and execute an effective training program for Maricopa County department representatives in support of the campaign or other events to ensure the goals of this resolution are met and to minimize administration costs thereof.
12. Ensure employee solicitations are in compliance with this resolution or any amendments thereto as well as any County solicitation policies.
13. Ensure that payroll deduction authorizations may be withdrawn, in writing, at any time.
14. Ensure that new employees have the opportunity to participate.
15. Ensure that participating organizations receive the contributions in a timely manner.
16. Provide to the County Administrative Officer an annual reporting of contributions to each receiving charitable organizations.

B. Steering Committee

1. The steering committee shall consist of a cross-section of Maricopa County employees.
2. Members shall serve on a voluntary basis and with no additional compensation.
3. The steering committee may establish campaign policy or recommendations to the County Administrative Officer where appropriate.

**FORMAL SESSION
June 10, 2002**

4. The steering committee shall provide appropriate direction and leadership to the annual campaign committee.

C. Campaign Calendar

1. One campaign per year for those organizations deemed eligible in Sections I and II will be held.
2. The County Administrative Officer shall approve a campaign calendar as recommended by the charitable campaign manager and the steering committee.
3. The charitable campaign manager shall be responsible for initiating solicitations to interested organizations on an annual basis.
4. Organizations that meet all established eligibility criteria and whose applications are received by the charitable campaign manager within the established due dates shall be included in that year's campaign.
5. Eligible organizations that meet all established criteria and whose applications are received by the charitable campaign manager after the established due dates or if the applications are incomplete shall be excluded from the that year's campaign and shall be required to apply again to be considered for subsequent campaigns.
6. The annual campaign shall normally take place in the fall and must be coordinated with the payroll function(s) to ensure that payroll deductions commence the first payroll check in the following January.

D. Campaign Organization

1. During the annual campaign, all employees are eligible to contribute to eligible organizations included in the annual campaign, either by payroll deduction or a one-time contribution.
2. New employees have thirty (30) calendar days from their date of employment to elect to contribute via payroll deduction to eligible organizations that were included in the most recently held annual fall campaign.
3. Employees may elect to support any of the approved charitable causes described in section IV.

E. Campaign Operations

1. Comply with this resolution or amendments thereto;
2. Ensure all employees have the opportunity to participate;
3. Ensure voluntary nature of employee participation;
4. Minimize disruption in the workplace;
5. Minimize administration costs; and
6. Comply with all County and campaign solicitation parameters.

- IV. The County Administrative Officer may authorize the charitable campaign manager to develop solicitation guidelines in support of the following other charitable causes that seek gifts other than monetary support. Any employee may contribute to any of the following charitable causes. Organizations coordinating these efforts must not be in violation of any state or federal laws prohibiting discrimination.

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

- A. Victims in cases of emergencies and disasters. Emergencies and disasters include flood, high water, wind-driven water, earthquake, landslide, mudslide, fire, explosion, or other catastrophe;
- B. Volunteer opportunities in direct support of public services provided or delivered by Maricopa County departments and special districts;
- C. Collection of gifts in-kind, such as food and clothing, etc.; or
- D. Collection of blood.

DATED this 10th day of June 2002.

/s/ Don Stapley, Chairman of the Board

ATTEST:

/s/ Fran McCarroll, Clerk of the Board

PURCHASE OF SEVEN COMPUTERS AND ONE PRINTER

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the purchase of seven computers and one printer, utilizing grant funds received through the Drug Enforcement Account (DEA) Grant, not-to-exceed \$21,000. Over the last several years, the DEA Grant has provided personnel funding for seven positions and a limited amount for related operating expenses. However, no computer equipment has been purchased for these grant-funded positions in any of the last three fiscal years. The County has adopted a three-year replacement schedule for PC's and printers, as well as a finance-purchase plan. This computer equipment will not be purchased via the finance-purchase plan, but will instead be an outright, one-time purchase paid for within the existing Public Defender General DEA Grant appropriation. If this agenda item is not approved, Maricopa County will be required to revert unexpended funds of approximately \$21,000. (C33020128) (ADM500)

EXPENDITURE BUDGET TRANSFER

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve an expenditure budget transfer of not-to-exceed \$2,011,000 from Health Care Mandates Legal Services budget (100-390-3992-0810) to Correctional Health Claims budget (255-392-3975-0811) to cover an unanticipated increase in Correctional Health claims. The net impact to this budget adjustment is zero. (C39020178) (ADM2100) (ADM2135)

PERSONNEL AGENDA

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve the Personnel Agenda (Judicial Branch and Maricopa County). (List on file in the Clerk of the Board's Office.)

COMMUNITY DEVELOPMENT ADVISORY COMMITTEE (CDAC)

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to appoint members to the Community Development Advisory Committee (CDAC) to serve a one-year term from July 1, 2002, through June 30, 2003. All CDAC appointments expire on June 30 of each year and positions remain vacant until such time as the Board appoints representatives to serve for the coming year. (C17020649) (ADM1501)

COOPERATION AGREEMENTS

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve and execute Cooperation Agreements for all units of local government wishing to participate in the Maricopa County Urban County Community Development Programs (CDBG & HOME) from July 1, 2003, through June 30, 2006, for Federal Fiscal Years 2003, 2004, 2005. HUD requires cooperation agreements with all units of local government that wish to participate in the Urban county Community Development Programs. By agreeing to participate, the demographics of these jurisdictions are added to the County's for federal allocation purposes. Without approval, Maricopa County will not qualify as an Urban County and will not received a CDBG or HOME allocation for FY 2003, 2004, or 2005, anticipated loss of approximately \$24 million. (C17030522ZZ) (C17030532 through C17030702)

RIGHT-OF-ENTRY FOR DEPARTMENT OF ARMY TO CONDUCT EXPLORATORY WORK

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to execute the Right-of-Entry for the Department of the Army (Los Angeles District Corps of Engineers) in order to make test borings and other exploratory work for Tres Rios Environmental Restoration of the Gila River where it is part of Estrella Mountain Regional Park. (C3002050M) (ADM3224)

INTERGOVERNMENTAL AGREEMENT WITH ARIZONA BOARD OF REGENTS

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve and execute an Intergovernmental Agreement between Maricopa County, through its Parks and Recreation Department, and the Arizona Board of Regents, acting for, and on behalf of, Arizona State University. Under this agreement, Arizona State will develop and administer, for the Parks Department, a year long, on-site park visitor survey, to determine user perceptions and preferences, in regards to County Park services and facilities. This agreement shall begin on the date executed by the Board, and shall terminate September 30, 2003. The Parks Department shall reimburse Arizona State University \$38,432 for completion of the scope of work as outlined in the agreement. (C30020512)

FUND TRANSFERS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve regular and routine fund transfers from the operating funds to clearing funds including payroll, work authorizations, journal entries, allocations, loans, and paid claims. Said claims having been recorded on microfiche retained in the Department of Finance in accordance with the Arizona State Department of Library Archives and Public Records retention schedule, and incorporated herein by this reference.

SOLICITATION SERIALS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve the following solicitation serial items. The action on the following items is subject to County Counsel's review and approval of the respective contracts and subsequent execution of contracts. (ADM3005)

Solicitation Serials:

01145-C	INMATE STRIPED UNIFORMS (\$210,000 est./two (2) years, with three (3), one-year renewal options) Pricing agreement to purchase inmate striped uniforms as requested by MCSO for use by Maricopa County inmates.
----------------	---

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

- . Robinson Textiles
- . Uniforms Manufacturing, Inc.

02013-RFP FUND RAISING SERVICES (Compensated from Funds Raised/five (5) years)
Pricing agreement to provide a group of qualified contractors for fund raising services for the County on an as required basis. There is no fixed dollar amount for this award. Each project will be competed and compensation negotiated with the expectation that the successful contractor will be paid out of the actual funds raised.

- . Alexander Haas Martin & Partners Inc.
- . The Balser Company
- . The Genesis Group, LLC
- . Ketchum, Inc
- . Philanthropy Connections
- . Skystone Ryan Inc.

(Clerk's Note: Human Services (Homeless) Campus project awarded to the Genesis Group, LLC by contract dated August 22, 2002 and signed by the Board of Supervisors on September 4, 2002.)

02015-C VEHICULAR EMERGENCY LIGHT SYSTEMS, LIGHT/BAR COMPONENTS AND ACCESSORIES (\$135,000 est./three (3) years, with two (2) one-year renewal options)

Pricing agreement to purchase vehicular emergency light systems, light/bar components and accessories for use by the equipment services department to repair County vehicles.

- . The Lighthouse, Inc.
- . Tomar Electronics, Inc.

02019-ROQ JUVENILE DEPENDENCY/SEVERANCE ATTORNEY SERVICES – OCC (\$5,653,134 est./two (2) years with three (3) one-year renewal options)

Pricing agreement to provide Juvenile Dependency/Severance Attorney representation to indigent individuals at the request of the Office of Court Appointed Counsel and as required by Arizona State Statutes. Recommended awardees have been determined by a review of qualifications in accordance with the Maricopa County Procurement Code. (Sixty-one [61] contracts are recommended for award among forty-five [45] attorneys. If an attorney is recommended for more than one [1] contract award, the number next to their name indicates total contracts awarded).

SEF Facility

David Bell
John Grassy (2)
Eric Kessler
Dorothy Macias (2)
Patricia O'Connor (2)
John Popilek (2)
Richard Scherb
Joni Shill
Gary Wieser (2)

Carol Coghlan, Attorney at Law (2)
Hamilton Law Office
Richard Krecker (2)
Janelle McEachern (2)
Gloria Perez
John Schaus
Alan Shaw
Hollie Taylor (2)
Jeffrey Zurbriggen (2)

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

Durango Facility

Roland Arroyo	Stephen Clark
David Drexler	Thomas Gerrity (2)
Stephen Green	Jonna Hoffman
Leslie Klass	Sandra Massetto (2)
Paul Matte	Kathleen Mead
Kathleen Mucerino (2)	James Myres
Robert Ripa	Julia Romero (2)
Robert Rosanelli	Daniel Saint III
Margo Shorr	Lon Taubman
Daniel Terrell (2)	Brian Theut
Christopher Theut	Paul Theut
Theut, Theut, Theut	Vierling Law Office (2)
Marcus Westervelt	Pamela Wiens Saint
F. Joseph Willy	

02020-ROQ JUVENILE DELINQUENCY ATTORNEY SERVICES - OCC (\$1,938,780 est./two (2) years with three (3) one-year renewal options)
Pricing agreement to provide Juvenile Delinquency Attorney representation to indigent individuals at the request of the Office of Court Appointed Counsel and as required by Arizona State Statutes. Recommended awardees have been determined by a review of qualifications in accordance with the Maricopa County Procurement Code. (Thirty-five [35] contracts are recommended for award among twenty-nine [29] attorneys. If an attorney is recommended for more than one [1] contract award, the number next to their name indicates total contracts awarded).

South East Facility

Zubair Aslamy	David Bell (2)
Carol Coghlan, Attorney at Law	Ramond Kimble
Richard Kreckler (2)	Janelle McEachern
Patricia O'Connor	Jon Popilek
Robert Ripa	Gary Scales
Anne Williams	Jeffery Zubriggen (2)

Durango Facility

Roland Arroyo	James Braden
Manuel Bustamante	Christopher Flores (2)
Thomas Gerrity (2)	Jonna Hoffman
Baltazar Iniguez	Eric Kessler
Alan Kuffner	David Lockhard
Kathleen Mead	James Myres
Lon Taubman	Daniel Terrell
Brian Theut	Paul Theut
Marcus Westervelt (2)	

02021-ROQ ADULT CRIMINAL APPELLATE/PCR REPRESENTATION ATTORNEY SERVICES - OCC (\$691,480 est./two (2) years with three (3) one-year renewal options)

Pricing agreement to provide Adult Criminal appellate/PCR representation to indigent individuals at the request of the Office of Court Appointed Counsel and as required by Arizona State Statutes. Recommended awardees have been

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

determined by a review of qualifications in accordance with the Maricopa County Procurement Code. (Eight [8] attorneys are recommended for award).

Kenneth Countryman	Michael Dew
Robert Doyle	Kerrie Droban
Thomas Gorman	Stephen Johnson
Treasure VanDreumel	Lori L. Voepel

02022-ROQ ADULT MAJOR FELONY TRIAL ATTORNEY SERVICES - OCC (\$610,734 est./two (2) years with three (3) one-year renewal options)

Pricing agreement to provide Adult Major Felony Trial Attorney representation to indigent individuals at the request of the Office of Court Appointed Counsel and as required by Arizona State Statutes. Recommended awardees have been determined by a review of qualifications in accordance with the Maricopa County Procurement Code. (Four [4] attorneys are recommended for award).

Daniel R Raynak PC	Herman Alcantar, Jr.
Robert L Storrs PC	Tonya J. Mcmath, Law Offices of

02023-ROQ ADULT CRIMINAL TRIAL ATTORNEY SERVICES - OCC (\$723,340 est./two (2) years with three (3) one-year renewal options)

Pricing agreement to provide Adult Criminal Trial Attorney representation to indigent individuals at the request of the Office of Court Appointed Counsel and as required by Arizona State Statutes. Recommended awardees have been determined by a review of qualifications in accordance with the Maricopa County Procurement Code. (Thirty-eight [38] contracts are recommended for award among twenty-three [23] attorneys. If an attorney is recommended for more than one [1] contract award, the number next to their name indicates total contracts awarded).

South East Facility

Gary Beren (2)	Blumberg & Associates
Eric Kessler	Stephen Johnson
Cary Lackey (2)	David Lockhart (2)
Thomas Rawles (2)	German Salazar (2)
Gary Scales	Edward Susee (2)

Durango Facility

Herman Alcantar	Manuel Bustamante (2)
Nathaniel Carr (2)	Rodrick Carter (2)
Christopher Flores (2)	Wendy Hernandez (2)
John McGuire (2)	Gerald Moore
Humberto Rosales	Barbara Spencer (2)
Rick Tosto (2)	Corwin Townsend (2)
Robert Trebilcock	

02024-ROQ ADULT MENTAL HEALTH REPRESENTATION ATTORNEY SERVICES - OCC (\$16,480 est./two (2) years with three (3) one-year renewal options)

Pricing agreement to provide Adult Mental Health Attorney representation to indigent individuals at the request of the Office of Court Appointed Counsel and as required by Arizona State Statutes. Recommended awardees have been determined by a review of qualifications in accordance with the Maricopa County Procurement Code. (Five [5] contracts are recommended for award among four [4]

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

attorneys. If an attorney is recommended for more than one [1] contract award, the number next to their name indicates total contracts awarded).

Both Facilities

Reginald Cooke (2)
Robert Trebilcock

Rick Kilfoy
Gary Wieser

- 02025-ROQ ADULT PROBATE REPRESENTATION ATTORNEY SERVICES - OCC**
(\$157,016 est./two (2) years with three (3) one-year renewal options)
Pricing agreement to provide Adult Probate Attorney representation to indigent individuals at the request of the Office of Court Appointed Counsel and as required by Arizona State Statutes. Recommended awardees have been determined by a review of qualifications in accordance with the Maricopa County Procurement Code. (Twenty-six [26] contracts are recommended for award among twenty-three [23] attorneys. If an attorney is recommended for more than one [1] contract award, the number next to their name indicates total contracts awarded).

Probate Quadrant to be Determined

Chris Anderson	Robert Blecher
Joseph Charles	Reginald Cooke (2)
Joseph Causey	Rex Decker (2)
Doyle Law Offices (2)	Michael Friedman
Arnold Hirsch	Jon Kitchel
Catherine Leas	Vincent Libbon
Jonathan Schubert	Michael Strauber
Lon Taubman	Brian Theut
Christopher Theut	Paul Theut
Gary Wieser	Robert Will, Law Offices of
F. Joseph Willy	Jeanette Woods
Irene Wos	

- 02034-C KITCHEN UTENSILS** (\$178,200 est/2 years, with 3 one-year Renewal options)
Pricing agreement to establish a source of supply for the MCSO food service to purchase kitchen utensils for the start-up of the new food factory that is scheduled to open in October 2002.

. Standard Restaurant Equipment Company

- 02040-C KITCHEN EQUIPMENT** (\$652,860 est./one (1) year, with four (4) one-year renewal options)
Pricing agreement for the MCSO food service to purchase several large industrial kitchen appliances needed for the start-up of the new Food Factory that is scheduled to open in October 2002.

. Trimark Raygal, Inc

Increase in the following contract amounts. This request is due to an increased usage by County departments.

- 00018-SC INSTALLATION OF PAINT STRIPES AND MARKINGS, THERMOPLASTIC STRIPES AND MARKINGS, AND RAISED PAVEMENT MARKERS**

Increase pricing agreement value from \$900,000 to \$1,500,000 to allow MCDOT to continue pavement lane striping. The original pricing agreement was approved on June 7, 2000, and expires on June 30, 2003. Re-striping every six months is

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

mandated by the federal highway administration. MCDOT has only been staffed with one striping crew instead of the normal two crews. Therefore, more of the lane striping has been outsourced to private contractors.

- . Road Markings, Inc.
- . Sunline Markings Co.

Contract Amendment:

01120-RFP ELECTRONIC PRODUCTS AND SERVICES

Remove Info USA from contract. This vendor was added in error, as the Library Group did not have the budget for this product.

CAPA

The following individuals have successfully completed training provided by Materials Management and will be able to conduct nominal value procurements in selected areas for their individual agencies in accordance with the approved Certified Agency Procurement Aide Policy and Procedures.

Equipment Services

Dennis Butcher

Parks & Recreation

Stacey Niles

Medical Examiner

Nadine Reyes

Star Call Center

Hillari Fallstrom

Facilities Management

Kenneth Burt

Larry DeAngelis

Richard Imburgia

Office of Contract Counsel

Sheri Zedek

SETTLEMENT OF REINER v. MARICOPA COUNTY

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve the settlement of Reiner v. Maricopa County, CV2000-008859 for \$400,000. (Discussed in Executive Session of December 3, 2001.) (C75020141) (ADM409)

SERVICE LEVEL FOR ANIMAL CARE AND CONTROL SERVICES

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve basic service as service level that Maricopa County Animal Care & Control (AC&C) Services will provide in unincorporated areas of Maricopa County for \$426,357. If approved, increased expenditures above and beyond the amount budgeted in the General Fund for FY 2001-2002 (\$304,000) will be budgeted in the License/Shelter Fund for FY 2002-2003 (\$122,357) with the FY 2002-2003 General Fund portion budgeted flat. (C79020742) (ADM2300)

RENEWAL OF KENNEL PERMITS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve the following kennel permit renewals for the term of June 12, 2002, through June 11, 2003. (ADM2304)

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

- Susan Di Gregario, dba S&J Kennels, 1117 North 11th Street, Phoenix, Permit No. 082 (C7902083C)
- Bruce Shayne and Cynthia Lakowski dba Xishan Kennels, 7400 West Mission Lane, Peoria, Permit No. 325. (C7902083C)
- Leighton Oosthuisen, dba Oosthuisen Kennels, 4640 East Forest Pleasant Place, Cave Creek, Permit No. 311. (C7902088)

KENNEL PERMITS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve the issuance of kennel permits for the term of June 12, 2002, through June 11, 2003. (C7902084C) (ADM2304)

- Julie Konwent, dba Elain-Ward Sighthounds, 4316 East Bluefield Avenue, Phoenix
- Robert and Carrie Jones, dba Ruff kennels, 31810 North 227th Avenue, Wittmann
- Wanna Arendt, dba Arendt Kennels, 23012 East Munoz, Queen Creek

DONATIONS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve the acceptance of donations made by citizens of Maricopa County through the Business Office of Animal Care & Control (AC&C) in the amount of \$4,249 for the month of March 2002, and \$23,845.29 in donations that were made through the animal licensing process. Additionally, approve an increase in Animal Care and Control's FY 2002 Agency 792, Fund 572 Revenue and Expenditure budgets in the amount of \$28,094.29. (C79020857) (ADM2300)

PURCHASE OF EQUIPMENT

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve the purchase of the following equipment:

- a) Upgrade for the E-DAS Ambient software. The cost of the upgrade will be \$6,500, and will be used by Air Monitoring Services and has been budgeted for replacement during FY 2002. Funding for this purchase will come from the Environmental Services Air Quality Special Revenue Fund. No General Fund money will be used. (C88020498) (ADM2350-002)
- b) Increase total cost of modular furniture for the Environmental Health Services Western Regional Office (WRO) at 8910 North 43rd Avenue, Suite 101, Glendale by \$500. The original bid estimate was modified to include the cost of a locking door for the Food Handler Clerk workstation increasing the total cost to \$7,500 from the \$7,000 previously approved. (C8802051801) (ADM2350-002)
- c) Replacement of classroom furniture, in the amount of \$5,000, for the Environmental Services Central Regional Office at 1001 North Central Avenue, Suite No. 300, Phoenix. The new furniture will provide a safer and more efficient workplace for food handler training classes. (C88020590) (ADM2350-002)

**FORMAL SESSION
June 10, 2002**

RELEASE AND ASSUMPTION OF RISK AGREEMENT WITH ARIZONA PUBLIC SERVICE

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve the Release and Assumption of Risk agreement with Arizona Public Service. The agreement allows the County to utilize APS owned poles for installing roof rat bait stations. The agreement will be effective from the date of approval and will remain in effect until terminated. (C88020560)

RENEWAL OPTION FOR LEASE WITH PRESBYTERY OF GRAND CANYON

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve an annual renewal option for Lease No. C6218 with the Presbytery of Grand Canyon, Lessor, for continued use of a 1,600 square foot Maricopa County Head Start classroom located at 8619½ South Avenida Del Yaqui, Guadalupe, Arizona. This option will extend the term of the existing lease through August 31, 2003, at an annual cost of \$3,600 for the County's share of utilities and maintenance expenses. This lease contains a 60-day termination clause and does not include any County general funds. (C2297078406) (CS896001)

AMENDMENT TO LEASE WITH CITY OF SCOTTSDALE

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve and execute a three year amendment for Lease No. L7244 (Intergovernmental Agreement) with the City of Scottsdale that provides for a 400 square foot Head Start classroom and playground facilities at 6535 East Osborn Road, Scottsdale. This amendment will extend the term from July 1, 2002, through June 30, 2005, with an option to extend the term for two, one year periods. The rental cost will remain the same at \$250 per month (\$3,000 annually) for County's share of operating expenses. This full service lease contains a 60-day termination clause without penalties. (C2297089204)

FOURTH RENEWAL OPTION FOR LEASE WITH FIRST PRESBYTERIAN CHURCH

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve the fourth renewal option for lease No. L7271 for continued use of rooms F and G, which contain approximately 800 square feet of the Jackson Building, at the First Presbyterian Church located at 161 North Mesa Drive, Mesa, Arizona, for a Maricopa County Head Start classroom. This option will extend the term of the lease three years, from August 1, 2002, through July 31, 2005, at the annual cost of \$6,270 as the County's share of the operating expenses. This lease contains a 60-day termination clause. There will be no expenditure of any county general funds. (C2299134404)

AMENDMENT TO CONTRACT WITH CENTRAL ARIZONA CHAPTER OF THE AMERICAN RED CROSS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve Amendment No. 5 to the contract with the Central Arizona Chapter of the American Red Cross to increase the total contract funding by \$25,000 (from \$4,343,418 to \$4,368,418) for the provision of special transportation services for elderly, disabled, and low-income residents. The increased funding is provided to Maricopa County by the Area Agency on Aging. This amendment is effective April 1, 2002, through June 30, 2002. (C2200030105)

AMENDMENT TO CONTRACT WITH THE CITY OF PHOENIX

**FORMAL SESSION
June 10, 2002**

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve Amendment No. 1 to contract with the City of Phoenix to modify the number of vans to be purchased from seven new standard vehicles to ten new standard accessible vehicles to replace ten vehicles to be retired from the Special Transportation Services (STS) fleet. Funding for these vehicles were approved under contract C22010752 for total amount of \$466,900. No additional funds are required. Federal Transit Administration (FTA) funds received, via the City of Phoenix (Contract AZ.-90-XO50), will reimburse 80% (\$398,080) of the cost; local capital match received from the cities and towns will be utilized for the additional 20% (\$99,520). (C2201075201)

AMENDMENT TO INTERGOVERNMENTAL AGREEMENT WITH SCOTTSDALE UNIFIED SCHOOL DISTRICT

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve Amendment No. 1 to the Intergovernmental Agreement (IGA) with Scottsdale Unified School District for the provision of food catering services to participants in Maricopa County's Head Start program. The amendment is necessary to accommodate increased enrollment and the number of classrooms served in the Scottsdale Unified School District. This amendment increases the IGA total cost from \$38,719 to \$41,924. The IGA requires the Scottsdale Unified School District to provide a minimum of 1/3 to 2/3 of the daily-recommended dietary allowances based on a fixed price per unit of service. Funding for this contract is provided by the Arizona Department of Education, Child Adult Care Food Program, School Breakfast Program, the National School Lunch Program, and the U.S. Department of Health and Human Services. The amendment is effective upon approval by the Board of Supervisors, and the IGA terminates on June 30, 2002. This agreement does not include any County General Funds. (C2202031201)

AMENDMENTS TO INTERGOVERNMENTAL AGREEMENTS/CONTRACTS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve amendments to the following Intergovernmental Agreements/Contracts for the continued operation of Community Action Programs to help low-income, high-risk and special needs residents achieve economic self-sufficiency, for the period of July 1, 2002, through June 30, 2003. The funding is provided by the Arizona Department of Economic Security and Maricopa County. The contract amendments are contingent upon final approval of the County's FY 2003 budget, and the receipt of a fully executed funding agreement between Maricopa County and the Arizona Department of Economic Security. There is no long-term commitment on the part of Maricopa County to continue these programs beyond the term of the amendments. The contracts and amendments require developed and implemented programs and services that address the following goals: securing and maintaining employment; securing adequate education; better income management; securing adequate housing; providing emergency services; improving nutrition; creating linkages among anti-poverty programs; and achieving self-sufficiency.

- a) City of Avondale to provide funding in a not-to-exceed amount of \$108,590. The funding is being provided by the Arizona Department of Economic Security (\$72,459) and Maricopa County (\$36,131); however, the Human Services Department reserves the right to change these amounts should funding considerations make it necessary to do so. (C2202046201)
- b) Town of Buckeye (Buckeye Community Action Program) to provide funding in a not-to-exceed amount of \$94,105. The funding is being provided by the Arizona Department of Economic Security (\$62,793) and Maricopa County (\$31,312);

however, the Human Services Department reserves the right to change these amounts should funding considerations make it necessary to do so. (C2202047201)

- c) Community Services of Arizona, Inc., (Chandler Community Action Program) to provide funding in a not-to-exceed amount of \$141,300. The funding is being provided by the Arizona Department of Economic Security (\$94,285) and Maricopa County (\$47,015); however, the Human Services Department reserves the right to change these amounts should funding considerations make it necessary to do so. (C2202048101)
- d) Community Services of Arizona, Inc., (Gilbert Community Action Program) to provide funding in a not-to-exceed amount of \$78,880. The funding is being provided by the Arizona Department of Economic Security (\$52,635) and Maricopa County (\$26,245); however, the Human Services Department reserves the right to change these amounts should funding considerations make it necessary to do so. (C2202049101)
- e) City of El Mirage to provide funding in a not-to-exceed amount of \$104,301. The funding is being provided by the Arizona Department of Economic Security (\$69,598) and Maricopa County (\$34,703); however, the Human Services Department reserves the right to change these amounts should funding considerations make it necessary to do so. (C2202050201)
- f) Town of Gila Bend to provide funding in a not-to-exceed amount of \$75,213. The funding is being provided by the Arizona Department of Economic Security (\$50,187) and Maricopa County 25,026); however, the Human Services Department reserves the right to change these amounts should funding considerations make it necessary to do so. (C2202051201)
- g) City of Glendale to provide funding in a not-to-exceed amount of \$159,610. The funding is being provided by the Arizona Department of Economic Security (\$106,504) and Maricopa County (\$53,106); however, the Human Services Department reserves the right to change these amounts should funding considerations make it necessary to do so. (C2202052201)
- h) Town of Guadalupe to provide funding in a not-to-exceed amount of \$78,626. The funding is being provided by the Arizona Department of Economic Security (\$52,466) and Maricopa County (\$26,160); however, the Human Services Department reserves the right to change these amounts should funding considerations make it necessary to do so. (C2202053201)
- i) Foundation for Senior Living, Inc. (Peoria and Wickenburg Community Action Programs) to provide funding in a not-to-exceed amount of \$170,427. The funding is being provided by the Arizona Department of Economic Security (\$113,721) and Maricopa County (\$56,706); however, the Human Services Department reserves the right to change these amounts should funding considerations make it necessary to do so. (C2202054101)
- j) Tempe Community Action Program to provide funding in a not-to-exceed amount of \$182,148. The funding is being provided by the Arizona Department of Economic Security (\$121,543) and Maricopa County (\$60,605); however, the Human Services

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

Department reserves the right to change these amounts should funding considerations make it necessary to do so. (C2202056101)

- k) City of Tolleson to provide funding in a not-to-exceed amount of \$84,132. The funding is being provided by the Arizona Department of Economic Security (\$56,141) and Maricopa County (\$27,991); however, the Human Services Department reserves the right to change these amounts should funding considerations make it necessary to do so. (C2202057201)

AMENDMENTS TO EXPENSE CONTRACTS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve amendments to the following expense contracts for the period of July 1, 2002, through June 30, 2003. The amendments represents the County's option to renew the contracts for additional 12-month periods. The funds are provided to Maricopa County on a formula-based allocation basis by the U.S. Department of Housing and Urban Development (HUD) under HUD's Emergency Shelter Grant (ESG) program. The contractors will utilize the funds to help support their general and administrative operating expenses in compliance with the requirements of the ESG program. Continued funding is contingent upon the availability of funds from HUD, and the contracts do not include any County general funds.

- a) Save the Family Foundation for a not-to-exceed amount of \$27,111. (C2202060101)
- b) Catholic Social Services for a not-to-exceed amount of \$27,111. (C2202061101)
- c) New Life Center for a not-to-exceed amount of \$27,111. (C2202062101)

AMENDMENT TO CONTRACT WITH FOUNDATION FOR SENIOR LIVING, INC.

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve Amendment No. 4 to the contract with the Foundation for Senior Living, Inc. (FSAL) to provide funding for FY 2002-2003 in the amount of \$527,733 for the operation of the low-income home weatherization and minor home repair program for new contract total of \$1,097,263. The period of performance for this amendment is July 1, 2002, through June 30, 2003. The funding for this contract is provided to Maricopa County by Arizona Public Service, Southwest Gas, the Department of Energy and the Department of Health and Human Services. There is no long term commitment on the part of Maricopa County to continue this program. Continuation of these services is based on the availability of continued funding. There are no County General funds involved in this contract. This amendment represents the exercise of option year-one of two one-year options provided for in the contract. (C2202103104)

AMENDMENT TO EXPENSE CONTRACT WITH CITY OF SCOTTSDALE

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve Amendment No. 1 to expense contract with the City of Scottsdale to increase the total contract amount by \$140,572 (from \$75,429 to \$216,001). This funding increase includes \$40,000 for FY 2002 to serve an additional 25 youth participants in FY 2002, and \$100,572 for FY 2003 to serve a total of 46 youth program participants. Funding for this contract consists of federal grant funding under the Workforce Investment Act (WIA) provided to Maricopa County by the Arizona Department of Economic Security (ADES). This amendment is effective March 1, 2002, through June 30, 2003. This agreement does not contain any County general funds. (C2202122201)

**FORMAL SESSION
June 10, 2002**

EXPENSE CONTRACT WITH VALLEY METRO

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek and unanimously carried (4-0-1) to approve an expense contract with Valley Metro in the amount of \$510,000 for the provision of transportation services on the Southwest Transit and Regional Transportation (START) routes and the Gila Bend Rural Express route, serving the areas of Gila Bend, Buckeye, Avondale, Goodyear, Litchfield Park, and Tolleson. Grant funding received by the Human Services Department from the Federal Transportation Authority (FTA) under the Transportation Equity Act (TEA-21), Job Access/Reverse Commute, and Local Transportation Assistance Funds (LTAFII) comprises \$280,000 of the contract and the cities receiving services are required to provide matching funds of \$230,000, for a total contract amount of \$510,000. The term of the contract shall be July 1, 2001, through June 30, 2003. This contract does not contain any County general funds. (C22021370)

PURCHASE AND INSTALLATION OF EQUIPMENT

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve the purchase and installation of five playground shade structures, three sets of equipment, two rubberized playground surfaces for the Early Head Start and Head Start programs as described. The total estimated cost of the project is \$89,655. The Early Head Start and Head Start grant funds to be used come from the U.S. Department of Health and Human Services. This agreement does not include any County General Funds. (C2202162M) (ADM2502)

DONATIONS

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve the receipt by the Human Services Department's Education Division (Head Start/Early Head Start programs) of unsolicited cash donations totaling \$100 from: Janet Lewis (in the amount of \$50), and Zona Lorig (in the amount of \$50). These funds will be credited as local matching funds as required by the U.S. Department of Health and Human Services. (C2202165M) (ADM2502)

INTERGOVERNMENTAL (REVENUE) AGREEMENT WITH ARIZONA DEPARTMENT OF ECONOMIC SECURITY/EMPLOYMENT SECURITY ADMINISTRATION

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve an Intergovernmental (revenue) Agreement with the Arizona Department of Economic Security/Employment Security Administration (ADES/ESA) for the reimbursement of expenses for co-locating DES staff in the Maricopa Workforce Connection Career Development Center located at 9770 West Peoria Avenue, Peoria, Arizona. The total contract reimbursement will not exceed \$192,719. The contract is for the term beginning November 1, 2001, through October 31, 2006. This contract provides reimbursement for expenses associated with space costs, telephone costs, and consumable supplies for customers in the career lab (i.e. copy paper, copy machine usage, etc.). (C22021672)

BUDGET INCREASE FOR HEAD START PROGRAM

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve an FY 2001-2002 budget increase for the Human Services Department's Head Start Program in the amount of \$4,179,342. This increase will raise the current Head Start budget total from \$12,517,279 to \$16,696,621. This budget increase is needed because the Department was successful in competing for expansion funding from the U.S. Department of Health and Human Services after the Department had

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

already submitted its final budget to OMB. This action has no effect on County general funds. (C22021698) (ADM2502)

CONTRACT WITH CATHOLIC SOCIAL SERVICES OF CENTRAL AND NORTHERN ARIZONA, INC.

Approve a contract with Catholic Social Services of Central and Northern Arizona, Inc., the Delegate Agency, and Maricopa County's Human Services Department to provide Head Start services for low-income, three and four year old children and their families located in the western part of the County. The contract amount is \$5,807,528 of Federal funds. Funding under this agreement is based on "Notification of Funding Availability", by the funding source, U.S. Department of Health and Human Services, not-to-exceed \$6,750,000. This contract is effective on July 1, 2002, and shall terminate June 30, 2003. This contract does not include any County general funds. (C22030051)

COST REIMBURSEMENT CONTRACT WITH CATHOLIC SOCIAL SERVICES

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve a cost reimbursement (expense) contract between Catholic Social Services of Central and Northern Arizona, Inc., an approved Head Start Delegate Agency, and Maricopa County's Human Services Department for the provision of Early Head Start services in the western part of Maricopa County. The target population includes low-income families with children under age three and pregnant women. The contract is for a not-to-exceed amount of \$498,998. Funds are provided by the U.S. Department of Health and Human Services. This contract is effective on July 1, 2002, and terminates on June 30, 2003. This contract does not include any County general funds. (C22030061)

INTERGOVERNMENTAL AGREEMENT WITH MESA UNIFIED SCHOOL DISTRICT

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve an Intergovernmental Agreement (IGA) with Mesa Unified School District for the provision of food catering to participants in Maricopa County's Head Start program. The IGA represents a fixed price agreement for \$342,944. The IGA requires Mesa Unified School District to provide a minimum of 1/3 to 2/3 of the daily-recommended dietary allowances based on a fixed price per unit of service. The Arizona Department of Education's, Child/Adult Care Food Program, School Breakfast Program, the National School Lunch Program, and the U. S. Department of Health and Human Services provide funding for the IGA. The term of the IGA is July 1, 2002, through September 30, 2003. This agreement does not include any County General Funds. (C22030122)

NON-FINANCIAL INTERGOVERNMENTAL AGREEMENT WITH MESA UNIFIED SCHOOL DISTRICT

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve a non-financial Intergovernmental Agreement (IGA) between Mesa Unified School District and Maricopa County's Human Services Department. The IGA delineates the roles and responsibilities of both parties relative to the provision of early childhood education and related services to Head Start eligible preschool children and children with disabilities, as specified in Arizona Revised Statute §15-761. Under the IGA, Mesa Unified School District will also provide classroom and playground facilities for the Maricopa County Head Start program. This agreement is effective July 1, 2002, and terminates on June 30, 2003, unless terminated by either party with 90 days written notice. (C22030172)

INTERGOVERNMENTAL AGREEMENT WITH SCOTTSDALE UNIFIED SCHOOL DISTRICT NO. 48

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve an Intergovernmental Agreement with Scottsdale Unified School District No. 48 for a reimbursable amount not-to-exceed \$56,250 for the provision of classroom space and instruction for 80 Workforce Investment Act (WIA) youth program participants in the Peer Tutoring Program, Arts and Education Program, summer school classes, and/or night school classes. The term of this agreement is June 1, 2002, through September 30, 2003. Funding for this contract is provided by the U.S. Department of Labor under Title I of the WIA via the Arizona Department of Economic Security. This contract does not contain any County general funds. (C2203067)

CONTRACT WITH GET FRAMED, INC. (dba DRIVERS ONLY)

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve a contract between the Human Services Department and Get Framed, Inc., (dba Drivers Only) to provide driver services for the Department's Special Transportation Services (STS) program. The driver services are required to operate County-owned vehicles that transport low-income, elderly, and special needs residents to senior centers, medical and social service appointments, and job-related activities. In addition, the drivers may be used to assist with the delivery of meals to low-income, homebound residents. The contractor will be paid a fixed price for each driver hour provided. The annual contract amount is for a not-to-exceed amount of \$825,000. The contract is effective July 1, 2002, and terminates on June 30, 2003, with an option to renew the contract for three, 12 month periods through June 30, 2006. (C22030711)

PERMIT FOR PARKS AND RECREATION FACILITIES WITH CITY OF MESA

Motion was made by Supervisor Wilson, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve the "Permit for Use of Parks and Recreation Facilities" with the City of Mesa Parks, Recreation and Cultural Division, for the purpose of providing space, at no cost, to Maricopa County, for a Head Start Program location. The term for the "Use Permit" runs from August 1, 2002, through June 30, 2003, from 8:00 A.M. to 4:00 P.M., Monday through Friday. This permit is specifically for a classroom and appurtenant facilities at the Washington Activity Center located at 44 East 5th Street, Mesa, Arizona. (C22030734)

PURCHASE OF COMPUTER EQUIPMENT

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve the purchase of the following computer equipment. These items are funded by state grants and/or special revenues/fee fund revenues and will not affect the County general fund.

- a. 3 Dell OptiPlex GX240 Small Mini-Tower desk computers with monitors at \$1,819.68 each; 2 Dell Latitude 810 laptop computers at \$2,170.60 each to be used by the Department of Public Health's Tobacco Use Prevention Program. Total expenditure for these items, including tax, will be \$9,800.24. (C8602153M) (ADM2150-002)
- b. 1 Dell PowerEdge 4600 server at \$14,865.44 to be used by Public Health's Division of Epidemiology and Data Services. Total expenditure for this agenda, including tax, will be \$17,198.14. (C8602154M) (ADM2150-002)
- c. 1 Dell InFocus Ultra Portable DLP Projector at \$2,336.40 and one Dell C810 Notebook Computer at \$2,564.87 to be used by the Department of Public

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

Health's Community Health Nursing Immunization Program. Total expenditure for these items, including tax, will be \$4,901.27. (C8602155M) (ADM2150-002)

- d. 4 Dell OptiPlex GX240 Small Mini-Tower PC computers at \$1,265 each, and one LaserJet 4100N at \$1,627.93, to be used by the Department of Public Health's Pharmacy. Total expenditure for this agenda, including tax, will be \$7,182.83. (C8602156M) (ADM2150-002)
- e. 1 Dell Mobile Pentium III Processor 1.13Ghz-M with 15 inch UXGA Display at \$2,331.70 to be used by Public Health's Division of Epidemiology and Data Services. Total expenditure for this agenda, including tax, will be \$2,527.56. (C8602157M) (ADM2150-002)
- f. Dell OptiPlex GX240 Small Mini-Tower PC computers at \$2,016.95 each, 2 APC Smart UPS 3000 VA power supplies at 1,460.95 each and 1 APC Smart UPS 2200VA rack mount power supply at \$1,414.97, to be used by the Department of Public Health's Administration and Information Technology (IT) Unit. Total expenditure for these items, including tax, will be \$10,624.39. (C8602159M) (ADM2150-002)

INTERGOVERNMENTAL AGREEMENT WITH CITY OF PHOENIX

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve an Intergovernmental Agreement with the City of Phoenix, a municipal corporation, for the provision of classroom space for parenting classes. The agreement has a term of July 1, 2002, to June 30, 2005, and is at no cost to the County. This agreement allows the Parent Support Program of the Maricopa County Department of Public Health to conduct parenting skills classes utilizing the City of Phoenix Human Services Department's Family Service Centers. The centers, located in the east, west and north valley, offer convenient sites to DES referred parents and families who attend these classes. The classes provide information on parenting and home management skills to prevent and intervene in child maltreatment, personal problem solving techniques and how to access community resources. The City of Phoenix has granted Maricopa County a waiver from paying associated rental fees. (C86021682)

INTERGOVERNMENTAL AGREEMENT WITH ARIZONA DEPARTMENT OF HEALTH SERVICES

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve Intergovernmental Agreement No. 261199 with the Arizona Department of Health Services (ADHS) to provide child health services. The term of the agreement is from May 1, 2002, through December 31, 2002, for a dollar amount not-to-exceed \$90,000. This grant provides funding to support a comprehensive program to address three critical child health issues: deaths due to motor vehicle crashes, lack of adequate dental care, and hospitalization due to asthma. By approving this agenda item, the Board will be authorizing the Chairman to sign all applications, contracts and subsequent amendments related to this grant. By approving this agenda item, the Board will also be authorizing a budget amendment that will increase MCDPH's revenue and expenditure levels for FY 2002 by \$15,000. The remaining \$75,000 will be included in the Department's FY 2003 Budget. (C86021692)

AMENDMENT TO CONTRACT WITH CHICANOS POR LA CAUSA, INC.

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve Amendment No. 1 to contract with Chicanos Por La Causa, Inc., for the provision of HIV

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

targeted outreach services (MAI) to Hispanic individuals and families affected by HIV/AIDS. The amendment increases the contract dollar amount by \$42,375 and replaces the budget narrative and reimbursement schedule. Total funding for the period ending February 28, 2003, will increase from \$179,998 to \$222,373. (C8602627101)

RENEWAL OF LEASE AGREEMENT WITH U.S. IMMIGRATION AND NATURALIZATION SERVICE

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve renewal of a lease agreement with the U.S. Department of Justice - Immigration and Naturalization Service, for space at the County's White Tanks Mountain facility. Approved by the Board of Supervisors in 1985, lease number SPD-48-85 grants INS building and tower space for a radio transmitter and antenna at White Tanks East, one of the County's radio transmit/receive sites. In return for space and access, INS pays the County \$600 per year. The renewal is for 10 years, expiring September 30, 2010. (C76020202)

DIRECTOR OF CRIMINAL JUSTICE FACILITIES DEVELOPMENT DEPARTMENT GIVEN CHANGE ORDER AUTHORITY

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve authorizing the Director of the Criminal Justice Facilities Development Department \$1,000,000 change order authority for each Article 5 contract awarded through the Criminal Justice Facilities Development Department. It is further requested that any changes exceeding the cumulative \$1,000,000 per contract change order authority be reviewed and approved by the Chief Public Works Officer as a secondary review and approval level without requiring Board action. The second level will include all contract change orders with a cumulative value of \$1,000,000 to \$3,000,000. It is further requested that any changes exceeding a cumulative \$3,000,000 per contract change order value have a third level review and approval by the County Administrative Officer for changes in design contracts up to 10% of the current contract value and any changes in construction contracts up to 5% of the current contract value without requiring Board action. Changes exceeding these limits, as well as any significant changes in scope, will be presented to the Board of Supervisors for their approval. (C4000012501) (ADM414)

CHANGE ORDERS ON CONSTRUCTION OF DURANGO PARKING STRUCTURE

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve Change Order No. 6 and Change Order No. 7 to Contract JE01-03, with Haydon Building Corporation, in the amount of \$29,339 and \$17,228 respectively. This contract is for the construction of the Durango Parking Structure. Change Order No. 6 and Change Order No. 7 incorporate various minor changes and revisions to the scope of work. The increase is within the project budget. (C4001028102)

TEMPORARY ADDITION TO FLEET OF ONE REDLINED VEHICLE

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve an exception to the vehicle replacement policy for a temporary addition to the fleet of one redlined vehicle Unit No. 32212, on loan from the Equipment Services Department to be used by the Property and Evidence Division of the Sheriff's Office. (C7402011M) (ADM3100)

CHANGE ORDERS ON JACKSON STREET PARKING STRUCTURE AND SUPERIOR COURT CUSTOMER SERVICE AND STORAGE FACILITY

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve Change Order Nos. 3, 4 and 5 to the design-build contract with D.L. Withers Construction Company for the construction of the Jackson Street Parking Structure and Clerk of the Superior Court Customer Service and Storage Facility, Capital Improvement Plan Project No. 1999030699. Change Order No. 3 is for \$755,831.02, Change Order No. 4 is for \$209,901.66, and Change Order No. 5 is for \$38,421.41, for a new contract total of \$23,831,204.71. These change orders are for miscellaneous changes required by the City of Phoenix building code, unforeseen site conditions, additional equipment for the building, the Clerk of Superior Court Information Technology Group tenant improvements, addition of the west wall for the existing freight depot, and items not included in the contractor's initial bid proposal, but necessary for long term operation of the building. The contractor's time period of performance will be increased by 206 days making the date of substantial completion November 30, 2001. (C7000077501)

INTERGOVERNMENTAL AGREEMENT WITH CITY OF SURPRISE

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve an Intergovernmental Agreement with the City of Surprise that provides for cost sharing a master plan study for the Surprise City Center at Litchfield and Greenway Roads in the City of Surprise. The master plan recommendation will provide a basis for eventual separation of ownership at the site between the two parties. The total cost of the study will not exceed \$80,000, with a commitment of and is to be shared equally between the two parties. Maricopa County's share will not exceed \$40,000. (C70021072)

REALLOCATIONS

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve the following reallocations: (C70021088) (ADM800)

- \$100,000 from FY 2001-2002 General Fund Major Maintenance Project No. 2000143578 West Courts Building Infrastructure Improvements to Project No. 2000143581 Annual County-wide Maintenance Programs.
- \$60,000 from FY 2001-2002 Special Revenue (Detention) Major Maintenance Project No. 2000143534 Madison Street Jail Infrastructure Improvements to Project No. 2000143518 Annual Detention Facilities Maintenance Programs.
- \$350,000 from FY 2001-2002 Special Revenue (Detention) Major Maintenance Project No. 2000143529 Durango Juvenile Building Infrastructure Improvements to Project No. 2000143528 Durango Jail Infrastructure Improvements.

PURCHASE OF INDOOR AIR QUALITY MONITOR AND CONFINED SPACE MONITOR

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve the purchase of an Indoor Air Quality monitor and a Confined Space monitor for use by the Environmental Projects Section of the Facilities Management Department at an estimated total cost of \$5,000. (C7002110M)

PURCHASE OF USED ONE-TON PICK-UP

Motion was made by Supervisor Wilcox, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve the purchase of a used one-ton pick-up from surplus vehicle auction pool. The total purchase

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

cost of the vehicle is \$3,500. Currently the Department owns a one-ton pick-up which needs extensive repairs. This vehicle is currently inoperable and has approximately 103,763 miles. The acquisition of the replacement vehicle is necessary to perform miscellaneous repair work at the closed landfills, illegal dumping clean-ups, transfer stations and the tire collection sites. The repair on the existing vehicle will supersede the cost of purchasing this used vehicle. The disposition of the retiring vehicle will be managed by the Equipment Services Department. The proposed replacement vehicle is intended for auction, and belongs to the Department of Transportation (MCDOT). This is a used vehicle with 39,000 miles on it. (C6702002M) (ADM3100)

EASEMENTS AND RIGHTS-OF-WAY

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve easements, right-of-way documents, and relocation assistance for highway and public purposes as authorized by road file resolutions or previous Board of Supervisors action. (ADM2007)

A210.004 Project No: 69010 - Willis Road (McQueen Road to Consolidated Canal) - Easement for
(LJS) Roadway Purposes- Parcel No. 303-29-032B & 032C – State of Arizona, by and
 through its Department of Transportation.

Z1-0999 Project No: 68914 - Baseline Road (51st Avenue to 7th Avenue) - Relocation Assistance
(DWM) Entitlements - Parcel No. - 300-48-010 - Kenneth Watanabe and Yoshiko Watanabe -
 Relocation Entitlement of \$44,200.00.

NEW TRAFFIC CONTROLS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the following traffic controls: (F22999)

A FOUR-WAY STOP (from a two-way north/south stop) at Chandler Heights Road and Hawes Road. (This partially rescinds the through street resolution on Chandler Heights Road dated February 11, 1974.) (C64022645)

RESOLUTION – DIVISION OF UNIMPROVED LAND AT DURANGO COUNTY COMPLEX

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to adopt resolution MCDOT 02-04 authorizing a division of unimproved land at the Durango County Complex, based upon the proportionate contribution to the purchase price by the Highway User Revenue Fund (HURF) fund and the General Fund. The division is to be approved as reflected in Exhibits A and B. (This item continued from meetings of April 3, and 17, 2002.) (C64022230) (ADM2000)

RESOLUTION NO. MCDOT 02-04

APPROVING THE DIVISION OF UNIMPROVED LAND
AT THE DURANGO COUNTY COMPLEX
TO REFLECT OWNERSHIP OF APPROPRIATE INTERESTS

WHEREAS, in 1989 Maricopa County purchased 85.8 acres for a total purchase price of \$6,167,000.00 with the purchase price consisting of \$4.6 million dollars of Highway User Revenue Fund (HURF) money and \$1.567 million of General Fund money, and

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

WHEREAS, much of the land to the north of Esterbrooks Blvd. has been developed for various county uses. The area to the south is vacant, and a division of this land is now appropriate so that development can proceed for both HURF and non-HURF use in a manner consistent with the original funding for the site, and

WHEREAS, the land division proposed is consistent with the original monetary contribution, and also with the plans for eventual development of the area. It will immediately enable the County to construct a planned warehouse facility in one portion of the general fund property, and it will enable both Facilities Management and the Department of Transportation to plan for future development while preserving the HURF acquired portion of the land for appropriate highway related purposes. This proposed division is agreed upon by the Director of the Department of Transportation and the Director of Facilities Management.

NOW, THEREFORE, BE IT RESOLVED by the Maricopa County Board of Supervisors as follows:

1. **THAT** the division of unimproved land at the Durango County Complex based on the proportionate contribution to the purchase price by the HURF fund and the General Fund is approved.
2. **THAT** the division of land is approved as reflected in the attached exhibits A and B.
3. **THAT** there is no cost to the County for the division of unimproved land at the Durango Complex.
4. **THAT** if necessary, direct access will be provided either to the General Fund tract or the HURF tract at a location to be agreed upon.

DATED this 10th day of June 2002.

/s/ Don Stapley, Chairman of the Board

ATTEST:

/s/ Fran McCarroll, Clerk of the Board

**Durango Complex
Parcels 1 & 2 Legal Descriptions**

Maricopa County Parcel 1

A portion of the Southeast one-quarter (SE1/4) of Section Fourteen (14), Township One (1) North, Range Two (2) East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, being more particularly described as follows:

BEGINNING at the East quarter corner (E4) of said Section 14, which bears North 00°03'56" East a distance of 2626.93 feet from the Southeast corner of said Section 14; THENCE, North 89°41'45" West, along the North line of said Southeast quarter (SE4), a distance of 33.00 feet; THENCE, South 00°03'56" West, along the West line of the East 33.00 feet of said Southeast one-quarter (SE1/4) of said Section 14, a distance of 1313.46 feet to the point of intersection with the centerline of R.C. Esterbrooks Boulevard; THENCE, leaving said West line, along said center line, North 89°41'45" West, a distance of 374.77 feet; Thence, leaving said centerline, South 00°18'15" West, a distance of 37.50 feet, to the TRUE POINT OF BEGINNING; THENCE, continuing, South 00°18'15" West, a distance of 195.75 feet to a tangent curve to

**FORMAL SESSION
June 10, 2002**

the left, with a radius of 350 feet, and a central angle of 16°12'47"; THENCE, southerly along said curve, a distance of 99.04 feet, to a point of reverse curve to the right, with a radial bearing of South 74°05'28"West, a radius of 647 feet, and a central angle of 16°15'08"; THENCE, southerly along said curve, a distance of 183.52 feet to a point of tangency; THENCE, South 00°20'36"West, a distance of 114.12 feet; THENCE, North 89°39'25"West, a distance of 93.21 feet to a tangent curve to the right, with a radius of 400 feet, and a central angle of 26°56'44"; Thence, westerly along said curve, a distance of 188.12 feet, to a point of tangency; Thence, North 62°42'41"West, a distance of 439.66 feet to a point on curve of a non-tangent curve to the right, with a tangent bearing of North 19°41'02"East, a radius of 753 feet, and a central angle of 14°28'44"; Thence, northeasterly along said curve, a distance of 190.29 feet to a point of tangency; Thence, North 34°09'46" East, a distance of 273.46 feet to a non-tangent curve to the right, with a radial bearing of South 59°52'22"East, a radius of 35 feet and central angle of 94°02'17"; Thence, in a northeasterly to southeasterly direction, along said curve a distance of 57.44 feet to a non-tangent curve to the left, with a radial bearing of North 28°59'40"East, a radius of 537.50 feet, and a central angle of 27°59'40"; Thence southeasterly along said curve a distance of 262.82 feet to a point of tangency; Thence, South 89°41'45"East, a distance of 87.11 feet to the TRUE POINT OF BEGINNING.

Containing 6.85 Acres more or less.

EXHIBIT "A"

Maricopa County Parcel 2

A portion of the Southeast one-quarter (SE1/4) of Section Fourteen (14), Township One (1) North, Range Two (2) East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, being more particularly described as follows:

BEGINNING at the East quarter corner (E4) of said Section 14, which bears North 00°03'56" East a distance of 2626.93 feet from the Southeast corner of said Section 14; THENCE, North 89°41'45" West, along the North line of said Southeast quarter (SE4), a distance of 33.00 feet; THENCE, South 00°03'56" West, along the West line of the East 33.00 feet of said Southeast one-quarter (SE1/4) of said Section 14, a distance of 1313.46 feet to the point of intersection with the centerline of R.C. Esterbrooks Boulevard; Thence continuing along said West line, South 00°03'56" West, a distance of 646.35 feet to the TRUE POINT OF BEGINNING; THENCE, continuing along said West line, South 00°03'56"West, a distance of 267.55 feet to a point on the City of Phoenix right-of-way, recorded in Docket 16455, pages 934 through 937, Maricopa County Records; THENCE leaving said West line and along said right-of-way line, N89°36'46"W, a distance of 7.00 feet; THENCE, South 00°03'56"West, a distance of 43.76 feet; THENCE, South 28°13'04"East, a distance of 14.77 feet; THENCE South 00°03'56"West, a distance of 71.76 feet; THENCE North 28°13'04"West, a distance of 14.77 feet; THENCE South 00°03'56"West, a distance of 224.49 feet to a point on the North line of the South 60 feet, also being the North right-of-way line of the Roosevelt Irrigation District Canal as recorded in Book 223 of Deeds, Page 15, Maricopa County Recorder's Office; THENCE, North 89°36'46" West, along said Northerly right-of-way line a distance of 1039.75 feet; THENCE leaving said North line, North 00°03'56"East a distance of 616.24 feet to a tangent curve to the right, with a radius of 753.00 feet, and a central angle of 18°05'53"; THENCE, northerly along said curve, a distance of 237.85 feet; THENCE, South 62°42'41"East, a distance of 436.73 feet to a tangent curve to the left, with a radius of 420 feet, and a central angle of 26°56'44"; THENCE, southeasterly along said curve, a distance of 197.52 feet to a point of tangency; THENCE, South 89°39'25" East, a distance of 431.12 feet to the TRUE POINT OF BEGINNING.

Containing 16.04 Acres, more or less

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

FORMAL SESSION
June 10, 2002

MARICOPA COUNTY DEPARTMENT OF TRANSPORTATION

chk:

appr:

final: cme 6/07/02

GRANTOR DATE
EXHIBIT "A"

**Maricopa County Department of Transportation
Durango Complex
Parcels 1 thru 4 Legal Descriptions**

MCDOT Parcel 1

A portion of the Southeast one-quarter (SE1/4) of Section Fourteen (14), Township One (1) North, Range Two (2) East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, being more particularly described as follows:

BEGINNING at the East quarter corner (E1/4) of said Section 14, which bears North 00°03'56" East a distance of 2626.93 feet from the Southeast corner of said Section 14; THENCE, South 00°03'56" West, along the East line of the Southeast one-quarter (SE1/4) of said Section 14, a distance of 1313.46 feet to the point of intersection with the centerline of R.C. Esterbrooks Boulevard; THENCE, leaving said East line, along said center line, North 89°41'45" West, a distance of 33 feet, to the TRUE POINT OF BEGINNING; THENCE, continuing, North 89°41'45" West a distance of 374.77 feet; THENCE, leaving said centerline, South 00°18'15" West, a distance of 233.25 feet to a tangent curve to the left, with a radius of 350 feet, and a central angle of 16°12'47"; THENCE, southerly along said curve, a distance of 99.04 feet, to a point of reverse curve to the right, with a radial bearing of South 74°05'28" West, a radius of 647 feet, and a central angle of 16°15'08"; THENCE, southerly along said curve, a distance of 183.52 feet to a point of tangency; THENCE, South 00°20'36" West, a distance of 114.12 feet; THENCE, South 89°39'25" East, a distance of 337.87 feet to a point on the West line of the East 33 feet of said Section 14; THENCE, along said West line, North 00°03'56" East, a distance of 646.35 feet, to the TRUE POINT OF BEGINNING;

Together with a 20 foot strip of land lying southerly and adjacent to the following described line; BEGINNING, at the East quarter corner (E4) of said Section 14, which bears North 00°03'56" East a distance of 2626.93 feet from the Southeast corner of said Section 14; THENCE, North 89°41'45" West, along the North line of said Southeast quarter (SE4), a distance of 33.00 feet; THENCE, South 00°03'56" West, along the West line of the East 33.00 feet of said Southeast one-quarter (SE1/4) of said Section 14, a distance of 1313.46 feet to the point of intersection with the centerline of R.C. Esterbrooks Boulevard; Thence continuing along said West line, South 00°03'56" West, a distance of 626.35 feet to the TRUE POINT OF BEGINNING; THENCE, leaving said West line, North 89°39'25" West, a distance of 431.08 feet to a tangent curve to the right, with a radius of 400 feet, and a central angle of 26°56'44"; Thence, westerly along said curve, a distance of 188.12 feet, to a point of tangency; Thence, North 62°42'41" West, a distance of 439.66 feet to the terminus of the herein described line.

Containing 5.65 Acres more or less

EXHIBIT “B”

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

MCDOT Parcel 2

A portion of the Southeast one-quarter (SE1/4) of Section Fourteen (14), Township One (1) North, Range Two (2) East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, being more particularly described as follows:

BEGINNING at the Southeast corner of said Section 14; THENCE, North 89°36'46" West, along the South line of said Section 14, a distance of 40.00 feet; THENCE, North 00°03'56" East along a line 40.00 feet West of and parallel to the East line of the Southeast one-quarter (SE1/4) of said Section 14, a distance of 60.00 feet to the Northerly right-of-way line of the Roosevelt Irrigation District Canal as recorded in Book 223 of Deeds, Page 15, Maricopa County Recorder's Office; THENCE, North 89°36'46" West, along said Northerly right-of-way line a distance of 1039.75 feet, to the TRUE POINT OF BEGINNING; THENCE, continuing along said line North 89°36'46" West, a distance of 1565.99 feet to a point on the West line of said SE1/4 of said Section 14; THENCE leaving said Northerly right-of-way line, North 00°02'12" West, a distance of 404.75 feet to a line that is parallel with and distant 20.00 feet Northerly measured at right angles, from the Northerly boundary of the Atchison, Topeka and Santa Fe Railroad property (34.00 feet wide) as described in Docket 3389, pages 437 to 439, Maricopa County Recorder's Office; THENCE, North 59°44'11" East, along said parallel line, a distance of 1153.78 feet; THENCE, leaving said Northerly boundary on a line parallel with the West line of the SE1/4 of said Section 14, North 00°20'12" West, a distance of 269.11 feet; THENCE, North 89°17'46" East a distance of 519.19 feet to a tangent curve to the right, with a radius of 200.00 feet, and a central angle of 34°52'00"; THENCE, southeasterly along said curve a distance of 121.71 feet to a point of tangency; THENCE, South 55°50'14" East, a distance of 170.00 feet; THENCE, South 34°09'46" West, a distance of 125.66 feet, to a tangent curve to the left, with a radius of 753.00 feet, and a central angle of 34°06'26"; THENCE, southwesterly along said curve, a distance of 448.25 feet to a point of tangency; THENCE, South 00°03'56" West, a distance of 616.24 feet to the TRUE POINT OF BEGINNING.

Containing 33.74 Acres more or less

MCDOT Parcel 3

A portion of the Southeast one-quarter (SE1/4) of Section Fourteen (14), Township One (1) North, Range Two (2) East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, being more particularly described as follows:

BEGINNING at the East quarter corner (E4) of said Section 14, which bears North 00°03'56" East a distance of 2626.93 feet from the Southeast corner of said Section 14; THENCE, South 00°03'56" West, along the East line of the Southeast one-quarter (SE1/4) of said Section 14, a distance of 1313.46 feet to the point of intersection with the centerline of R.C. Esterbrooks Boulevard; THENCE, leaving said East line, along said center line, North 89°41'45"W, a distance of 33 feet, to the TRUE POINT OF BEGINNING;

THENCE, continuing, North 89°41'45"W, a distance of 396.55 feet; THENCE, leaving said centerline, North 00°18'15" East, a distance of 702.93 feet; THENCE, South 89°41'45" East, a distance of 393.62 feet, to a point on the West line of the East 33 feet of said Section 14; THENCE, along said West line, South 00°03'56" West, a distance of 702.94 feet, to the TRUE POINT OF BEGINNING.

Containing 6.37 Acres more or less

MCDOT Parcel 4

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

A portion of the Southeast one-quarter (SE1/4) of Section Fourteen (14), Township One (1) North, Range Two (2) East of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, being more particularly described as follows:

BEGINNING at the East quarter corner (E4) of said Section 14, which is marked by a brass cap in a hand hole; THENCE, along the North line of said Southeast quarter, North 89°41'45" West a distance of 989.41 feet, to the point of intersection with the centerline of R.C. Esterbrooks Boulevard; THENCE, leaving said line and along said centerline, South 00°18'15" West, a distance of 33 feet to the TRUE POINT OF BEGINNING; THENCE, continuing, South 00°18'15" West, a distance of 780.45 feet, to a tangent curve to the left, with a radius of 500.00 feet, and a central angle of 90°00'00"; THENCE, southeasterly along said curve, a distance of 785.40 feet to a point of tangency; THENCE, South 89°41'45" East, a distance of 87.11 feet; leaving said centerline, South 00°18'15" West, a distance of 37.50 feet; THENCE, North 89°41'45" West, a distance of 87.11 feet to a tangent curve to the right, with a radius of 537.50 feet, and a central angle of 27°59'40"; THENCE, northwesterly along said curve, a distance of 262.82 feet to a non-tangent curve to the left, with a radial bearing of South 34°09'55" West, a radius 35 feet, and a central angle of 94°02'17"; THENCE, westerly to southwesterly along said curve, a distance of 57.44 feet to a point; THENCE, South 34°09'46" West, a distance of 147.80 feet; THENCE, North 55°50'14" West, a distance of 170.00 feet to a tangent curve to the left, with a radius of 200.00 feet, and a central angle of 34°52'00"; THENCE, northwesterly along said curve, a distance of 121.71 feet to a point of tangency; THENCE, South 89°17'46" West, a distance of 519.19 feet, to a point on the East boundary line of that certain parcel of land described in Grant Deed to Maricopa County, recorded in Docket 12789, page 1161, Maricopa County records; THENCE, along said boundary North 00°20'12" West, a distance of 1269.57 feet, to the South line of the North 33 feet of said SE1/4; THENCE, along said South line, South 89°41'45" East, a distance of 673.93 feet to the TRUE POINT OF BEGINNING.

Containing 21.06 Acres more or less

MARICOPA COUNTY DEPARTMENT OF TRANSPORTATION

Prelim:

Chk:

appr:

Rev:

final: cme 6/06/02

INTERGOVERNMENTAL AGREEMENT WITH TOWN OF WICKENBURG

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the Intergovernmental Agreement between Maricopa County and the Town of Wickenburg for the annexation and improvements to Jack Burden Road. The Town will annex the sections of the roadway that reside within the unincorporated section of Maricopa County, and the County will remit a one-time payment of \$150,000 to the Town for necessary roadway improvements. (C64022492)

PURCHASE OF THREE REPLACEMENT WATER TANKS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the purchase of three replacement water tanks for water truck numbers 41112, 45801, and 45803 for the Maricopa County Department of Transportation (MCDOT) estimated amount of \$61,500. These water tank replacements are a critical element to successfully meeting the demands of County roadway maintenance. All water tanks are replacing existing tanks that have exceeded their useful life as determined by Equipment Services. (C64022535) (ADM2000-002)

**FORMAL SESSION
June 10, 2002**

SOLE SOURCE PROCUREMENT WITH KIRKHAM MICHAEL CONSULTING ENGINEERS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve a sole source procurement with Kirkham Michael Consulting Engineers for the development of a Design Concept Report (DCR) for 99th Avenue from McDowell Road to the Grand Canal (Bethany Home Road), Work Order No. 68974. The DCR is estimated to cost \$180,000, with the City of Phoenix contributing \$75,000, the City of Avondale contributing \$30,000 and Maricopa County Department of Transportation contributing \$75,000. (The Intergovernmental Agreement among Maricopa County, the City of Phoenix, and the City of Avondale was approved on May 1, 2002: Agenda No. C64022402). The analysis of existing traffic volumes, levels of service, accident history and roadway geometry reveals that improvements to 99th Avenue are warranted. This DCR will provide all parties with the necessary information needed to proceed to final design for the recommended improvements. This DCR is only for the first four miles of the project (McDowell Road to Bethany Home Road). The final one-mile segment of the project (Bethany Home Road to Glendale Avenue) will require an IGA with the City of Glendale. The DCR will provide necessary information to compare the proposed improvements to other transportation improvements that will be under consideration and will guide the County, Phoenix, Avondale, developers and utilities when either constructing or financially contributing towards final roadway improvements within this corridor. The County will act as the lead agency for this project. (C64022595)

INTERGOVERNMENTAL AGREEMENT WITH FLOOD CONTROL DISTRICT OF MARICOPA COUNTY

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve an Intergovernmental Agreement (IGA) between the Maricopa County Department of Transportation (MCDOT) and the Flood Control District of Maricopa County (District) for the sale of Borrow Material from the Trilby-McMicken Flood Control Project. This IGA will allow MCDOT to use 400,000 cubic yards of District excess earth materials for the Estrella Roadway Phase 2A (Work Order 68840) project, for an amount not-to-exceed \$200,000. (C64022602)

ZERO IMPACT REALLOCATION OF BUDGETED FUNDS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve zero impact reallocation of budgeted funds between MCDOT Transportation Improvement Projects as listed in the description below. These adjustments do not change MCDOT's Transportation Improvement Program budget, as approved by the Board of Supervisors on June 18, 2001, which remains at \$56,017,647. This action is required per the county's lump sum budget guidelines. (C64022618) (ADM2000)

POLICY FOR MINIMUM ROAD AND BRIDGE SYSTEM CONDITION LEVELS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve and establish County policy for minimum road and bridge system condition levels per the requirement of the Governmental Accounting Standards Board Statement No. 34 using the modified approach of accounting. (C64022625) (ADM2019)

- Road system – 90% of lane-miles with Pavement Condition Rating (PCR) ≥ 70 and no more than 5% of lane-miles with PCR < 55 . The condition of road pavement is measured using the MCDOT Road Management System (RMS), which is based on weighted averages of nine distress factors of the pavement surface. The RMS system uses a measurement scale to evaluate the Pavement Condition Rating (PCR)

**FORMAL SESSION
June 10, 2002**

ranging from zero for a failed pavement to 100 for a pavement in perfect condition. The PCR index is used to classify roads in good or better condition (70-100) fair condition (55 -69), and substandard condition (less than 55). It is the MCDOT's policy to maintain at least 90% of the roadways at a good or better condition level. No more than 5% should be in a substandard condition. Pavement condition assessments are determined annually for arterial roads and every other year for local roads.

- Bridge system – 90% of bridges with ≥ 70 sufficiency and no more than 3% of bridges with < 50 sufficiency. The condition of the County's bridges is determined using the MCDOT bridge inspection program that follows federal mandates and regulations. The bridge sufficiency rating, which is a weighted average of an assessment of the ability of individual components to meet necessary performance requirements, uses a numerical condition scale ranging from 0 to 100. All bridges are inspected every two years.

CONTRACTS FOR SERVICES

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the following contracts for services:

- a) Consultant Contract No. CY 2002-52 with Logan Simpson Design, Inc. in an amount not-to-exceed \$54,624; for a feasibility study for a Multi-Use Path along the Central Arizona Project Aqueduct System (CAP), Work Order Number 60401025. (C64022635)
- b) Contract No. CY 2002-61 for on call inspection services with Oridian Construction Services, LLC in an amount not-to-exceed \$120,000, with an option to renew for an additional one-year period. The contract shall be in effect from the date of execution through June 30, 2003. (C64022655)
- c) Consultant Services Contract 2002-64 in an amount not-to-exceed \$159,989 with Jacobs Civil, Inc. to perform a corridor improvement study for the Olive Avenue, Dysart Road to Jackrabbit Trail Access Control, under Work Order Number 60601020. (C64022685)

ADDENDUM AMENDMENT TO INTERGOVERNMENTAL AGREEMENT WITH CITY OF LITCHFIELD PARK

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the amendment to the existing addendum to the IGA between Maricopa County and the City of Litchfield Park for Improvements to Camelback Road from Litchfield Road to El Mirage Road, under Work Order Number 68227. The original IGA was signed and approved by the Board on June 11, 1997 (C64972912) and the addendum was approved on September 15, 1999 (C6497291201). The amendment simply expands the wording to the existing addendum that the \$20,000 is for the reconstruction of the City's monument sign (same as the original document) and now adds the wording"or other aesthetic enhancements directly related to this project, in lieu of the sign, as requested by their City Council". All other conditions of the original agreement and addendum shall remain in full force and effect. There are no other changes, simply adding the wording that allows the City to utilize the \$20,000 for the reconstruction of their monument sign or other aesthetic enhancements. (C6497291202) (C64022672)

**FORMAL SESSION
June 10, 2002**

REIMBURSEMENT TO SALT RIVER PROJECT

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve reimbursement to Salt River Project for costs incurred for the design and relocation of their facilities in conflict with Maricopa County Department of Transportation, Project No. 16213, PM 10 Roads (Phase 2) in SE area . The cost may not exceed the current estimate amount of \$19,480 by more than 10%. (C64022695) (ADM2000-006)

MARICOPA INTEGRATED HEALTH SYSTEMS PERSONNEL AGENDA

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve Maricopa Integrated Health Systems Personnel Agenda. (List on file in the Clerk of the Board's Office.)

AMENDMENT TO CONTRACT WITH TOTAL TRANSIT, INC. dba MEDITRANS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve Amendment No. 3 to the contract with Total Transit, Inc., dba Meditrans, for wheelchair/stretchers van services to: 1) update language in the Work Statement and Compensation Sections; 2) add sanctions for failure to comply with the contract's vehicle and AHCCCS waiting time requirements; 3) extend the contract by one year, from May 1, 2002, through April 30, 2003, making the aggregate term June 7, 2000, through April 30, 2003; 4) increase the not-to-exceed amount by \$300,000, from \$1,500,000 to \$1,800,000; and 5) increase rates. The contract may be extended, not-to-exceed a total term of five years, and may be terminated by either party with 90-days written notice. (C6000292103)

AMENDMENT TO CONTRACT WITH AAA CAB SERVICES, INC./AAA FULL TRANSPORTATION

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve Amendment No. 2 to the contract with AAA Cab Services, Inc., dba AAA Full Transportation, for wheelchair/stretchers van services to: 1) update language in the Work Statement and Compensation Sections; 2) add sanctions for failure to comply with the contract's vehicle and AHCCCS waiting time requirements; 3) extend the contract by one year, from May 1, 2002, through April 30, 2003, making the aggregate term June 7, 2000, through April 30, 2003; 4) decrease the not-to-exceed amount by \$500,000, from \$1,500,000 to \$1,000,000; and 5) increase rates. The contract may be extended, not-to-exceed a total term of five years, and may be terminated by either party with 90-days written notice. (C6000293102)

AMENDMENT TO CONTRACT WITH OAO HEALTHCARE SOLUTIONS, INC.

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve Amendment No. 2 to the managed care information system contract with OAO Healthcare Solutions, Inc. (OAOHS) to make several changes to both Development and Operational costs for a net increase of \$506,300 to the not-to-exceed amount. Raising the not-to-exceed amount from \$4,331,566 to \$4,837,866. All other terms and conditions are unchanged. The contract may be terminated with 120-days written notice to the contractor. (C6001216102)

PURCHASE OF COMPUTER EQUIPMENT

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the purchase of 30 Dell GX240 1.8GHZ desktop PCs with Monitors and CD drives, 30 MSOffice XP and Symantec Ghost 7.5 software packages and licenses, to support Maricopa Integrated Health System – Health Plans Case Management at a cost of \$41,462.40. The Office of Management and Budget has reviewed supporting information and Equipment Purchase Request Form. Exemption to Budget Balancing Plan has been submitted. (C60020841) (ADM2100-002)

CONTRACT WITH THREE STATES INVESTMENT GROUP, INC., dba THE PARK AT 7TH AVENUE ASSISTED LIVING CENTER

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve a new contract with Three States Investment Group, Inc., dba The Park at 7th Avenue Assisted Living Center, for the provision of assisted living services, in units. Contract term will be upon execution through September 30, 2004, for an amount not-to- exceed \$184,000. (C60021031)

POOL ESTABLISHED FOR PHYSICIAN SPECIALTY CARE SERVICES AND ADDITIONAL PHYSICIAN CONTRACTS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the following:

- a) establishment of a pool to fund all physician specialty care services during the initial term at an amount not-to-exceed \$4,233,109.65;
- b) eleven new physician specialty care service contracts within 50 dedicated slots from C60021121 to C60021611, as follows:
 - i. Robert Orr, DO (C60021121) and Abdullah Yonan, MD (C60021131) for an initial term of 12 months from February 1, 2002, through January 31, 2003.
 - ii. Ian Miller, M.D. (C60021141), Khaled Saleh, MD (C6002115), David Sease, MD (C6002116), Allen Rafael, MD (C6002117), Joseph Klag, DO (C6002118), Marc Kates, DO (C6002119), Andre Damian, MD (C6002120), Edmund Brennan, MD (C6002121) and James Beck, DO (C6002122) for an initial term of 12 months from June 1, 2002 through May 31, 2003.

All contracts have the option to extend for additional periods up to a total aggregate term of ten years. Either party may terminate the contract with 90-days written notice;

- c) the transfer of the not-to-exceed amounts of existing physician specialty care providers into the new not-to-exceed pool. (C6002111ZZ)

POOL ESTABLISHED FOR PHYSICIAN PRIMARY CARE SERVICES AND ADDITIONAL PHYSICIAN CONTRACTS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the following:

- a) establishment of a pool to fund all physician primary care services during the initial term at an amount not-to-exceed \$7,055,182.76;

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

- b) twelve new physician primary care service contracts within 50 dedicated slots from C60021891 to C60022381, as follows:
 - i. Galen Johnson, M.D., (C60021891), and Steven Hauben, M.D., (C60021951), with an effective date of May 1, 2002, through April 30, 2005;
 - ii. William Womack, M.D. (C60021901), Thanes Vanig, M.D. (C60021911), Steven Boles, D.O. (C60021921), Henry Rutschow, D.O. (C60021931), Kenneth Smith, D.O. (C60021941), William Holland, M.D. (C60021961), Kenneth Levy, M.D. (C60021971), Ricardo Celaya, M.D. (C60021981), Thomas Schimke M.D. (C60021991), and Alvin Goldansky, M.D. (C60022001) with an effective date of June 1, 2002, through May 31, 2005.

All contracts are for an initial term of 36 months, with the option to extend for additional periods up to a total aggregate term of ten years. Either party may terminate the contract with 90-days written notice.

- c) transfer of the not-to-exceed amounts of existing physician primary care providers into the new not-to-exceed pool. (C60021881ZZ)

AMENDMENT TO ASSISTED LIVING-ADULT CARE HOME SERVICES CONTRACT POOL

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve an additional 47 contract slots (C60022491 through C60022951) to the Assisted Living-Adult Care Home Services Contract Pool. Each contract term is effective on date of execution through October 31, 2003. The contract pool not-to-exceed amount remains the same, at \$22,561,000. (C60022481ZZ)

AMENDMENT TO REVENUE AGREEMENT WITH ARIZONA DEPARTMENT OF CORRECTIONS

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve Amendment No. 1 to the revenue agreement with the Arizona Department of Corrections to remove reference to certain facilities, revise facility rates and add rates for telemedicine services. The State may cancel this agreement at any time, with or without cause. The not-to-exceed amount of \$7,500,000 remains unchanged for the aggregate term of the contract. (C9000314101)

AMENDED REVENUE CONTRACT WITH ARIZONA DEPARTMENT OF HEALTH SERVICES

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve Amendment No. 2 to the revenue contract with the Arizona Department of Health Services (ADHS No. 261015) for Newborn Intensive Care Services to: 1) extend the contract from July 1, 2002. through June 30, 2003, making the aggregate term July 1, 2001, through June 30, 2003. The current not-to-exceed amount is \$94,178. There is no specific not-to-exceed amount for the new term. The contract may be extended up to a maximum of 48-months. The State may terminate the contract for convenience or default. No notice requirements are provided in the contract. (C9001155102)

PURCHASE OF EQUIPMENT

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve the purchase of the following equipment. The Office of Management and Budget has

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

reviewed supporting information and Equipment Purchase Request Form – Exemption to Budget Balancing Plan has been submitted.

- a) Cardiac Ultrasound System from Acuson Corporation for a total cost of \$160,230. The Department of Finance will assist Maricopa Integrated Health System in obtaining a 3-year capital lease for this equipment. (C90020191) (ADM2100-002)
- b) Telemetry paging system, from GE Medical Systems, for use in the Detention Unit at Maricopa Medical Center. Total cost of the system is \$18,589.96. The Department of Finance will assist Maricopa Integrated Health System in obtaining a 3-year capital lease for this system. (C90021111) (ADM2100-002)
- c) Cardiac Monitoring Systems, from Philips Medical Systems, for use in the Detention Unit at Maricopa Medical Center. Total cost of System is \$57,321.10. The Department of Finance will assist Maricopa Integrated Health System in obtaining a 3-year capital lease for this system. (C90021120) (ADM2100-002)

INTERGOVERNMENTAL AFFILIATION AGREEMENT WITH PEORIA UNIFIED SCHOOL DISTRICT

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve an Intergovernmental Affiliation Agreement with Peoria Unified School District for Clinical Observation for students in the Health Care Technology Program. This is a non-financial agreement, effective July 1, 2002, through June 30, 2007. The contract may be extended for an additional term not-to-exceed five years and may be terminated by either party with 90-days written notice. (C90020452)

NON-FINANCIAL INTERGOVERNMENTAL AGREEMENT WITH ARIZONA DEPARTMENT OF PUBLIC SAFETY (DPS)

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve a non-financial Intergovernmental Agreement with Arizona Department of Public Safety. This agreement will allow Maricopa Integrated Health System use of the Arizona Criminal Justice Information System to receive fingerprint/criminal justice history record information of employees, volunteers, prospective licensees or contractors who work with juveniles or children in mental health services. Fingerprinting/background checks are required by regulations in the Arizona Department of Health Services which mandates that employees and others working with juveniles and children in mental health services receive such background checks. There is no cost to MIHS for these services. This agreement will remain in effect until such time as it is terminated in writing by both parties. (C90021020)

SOLE SOURCE LICENSING AGREEMENT WITH INTERQUAL, INC.

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to authorize and approve a sole source Licensing Agreement with InterQual, Inc. for the provision of InterQual proprietary Clinical Appropriation Review System and criteria which includes limited adjunct software to provide intensity/severity/discharge criteria for acute care, subacute care, home care, rehabilitation, indications for surgery and procedures, imaging studies and x-rays. The initial term of this contract is for a period of three years commencing April 23, 2002, and continuing through April 22, 2005, with an option to extend up to a maximum of ten years. The not-to-exceed amount is \$106,958.62 annually, for an aggregate not-to-exceed amount of \$320,875.86 for the initial three-year period. Contract rates will be re-negotiated at the end of the initial term. (C90021031)

**FORMAL SESSION
June 10, 2002**

NON-FINANCIAL INTERGOVERNMENTAL AGREEMENT WITH ARIZONA BOARD OF REGENTS

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilson, and unanimously carried (4-0-1) to approve a non-financial Intergovernmental Agreement between Maricopa Integrated Health System (MIHS) and the Arizona Board of Regents for and on behalf of Arizona State University (University). The agreement provides for the training of MIHS residents in the University Student Health and Wellness Center. The agreement shall be effective on July 1, 2002, and continue through June 30, 2005, with an option to renew for additional terms of up to three years. (C90021142)

RESIGNATION OF FRAN EMERSON

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to accept the resignation from Fran Emerson, Chair, Transportation Advisory Board, effective May 21, 2002. (ADM2038)

APPOINTMENT OF ALAN E. MAGUIRE - WITHDRAWN

Appoint Alan E. Maguire to the Industrial Development Authority Board of Directors, representing District 2. The term of the appointment will be from June 10, 2002, through December 17, 2005. (C02020157)

Clerk of the Board Fran McCarroll announced that this item had been withdrawn.

APPOINTMENT OF ROCKY ARMFIELD

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to reappoint Rocky Armfield to the Maricopa County Self-Insured Trust Fund, Board of Trustees, representing District 3, for a term of three-years, beginning July 1, 2002, to June 30, 2005. (C03020157) (ADM3713)

Supervisor Kunasek offered his appreciation and thanks to Mr. Armfield for agreeing to continue to volunteer his time to the County in this manner.

ROAD FILE DECLARATION

Petition has been filed for declaration of the following road into the County highway system, motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to schedule the following hearings for for 9:00 a.m., Wednesday, July 24, 2002.

Road File 5202-R: Within the general vicinity of Crismon Road and Ocotillo Road. (F22844) (C6402258B)

PLANNING AND DEVELOPMENT

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to schedule a public hearing for 9:00 a.m., Wednesday, July 24, 2002, to change a street name from Adventure Trail to Voyage Trail in the A plat of Anthem Unit 20C in Anthem, Maricopa County, Arizona. The request was made by Anthem Arizona LLC to correct a platting error. (C44020090) (ADM2018)

MINUTES

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve minutes of the Board of Supervisors meeting held February 14, March 20, 28, April 4, 24, and May 1, 2002.

PRECINCT COMMITTEEMEN

There were no requests to approve the appointment or removal of precinct committeemen pursuant to A.R.S. 16-231.B. (ADM1701)

SECURED TAX ROLLS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to Approve the Assessor's request for corrections of the Secured Tax Rolls. (ADM705)

Tax Roll	From Resolution	To Resolution	Net Result
1999	6672	6731	- \$12,058.52
2001	32694	32807	- \$376,784.18
2001	32808	32867	\$40,331.22

OFFICIAL APPOINTMENTS AND OATHS OF OFFICE - CLERK OF THE SUPERIOR COURT

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to authorize the official appointments and oaths of office of Tanya Benson, Robert Benitez Fimbres, Janette Lynne Fiorucci, Sandra Frimodig, Espie Lopez, Carol Parker, Dawn Meredith Smith, and Marcia Velez, as special deputy clerks in the Office of the Clerk of the Superior Court.

OFFICIAL APPOINTMENT AND OATH OF OFFICE - COUNTY RECORDER

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to authorize the official appointment and oath of office of Elizabeth Gordon, as special deputy recorder in the Office of the County Recorder.

OFFICIAL APPOINTMENT AND OATH OF OFFICE – COUNTY ATTORNEY

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to authorize the official appointment and oath of office of Elizabeth Gordian, as special deputy county attorney in the Office of the County Attorney.

ACCEPT QUARTERLY FINANCIAL REPORT FROM CHECK ENFORCEMENT FUND

In accordance with A.R.S. §13-1811(F), motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to accept the quarterly financial report of all revenues and expenditures from the Check Enforcement Fund for the period of July 2001 through March 2002. (ADM404)

DUPLICATE WARRANTS

Necessary affidavits having been filed pursuant to A.R.S. §11-632, motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve issuing duplicate

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

warrants to replace county warrants and school warrants which were either lost or stolen. (ADM1823)
(ADM3809)

COUNTY

Name	Warrant	Fund	Amount
Heather Marie Boop	610084107	Mile Reimb/Jury Serv.	\$17.20
Heather Marie Boop	610084959	Mile Reimb/Jury Serv.	\$34.40
Andre' Kocovrek	AD00310563855	Expense	\$354.50
Donald E. Pearson	C039082	General	\$100.00
Tina Sly	42-0101999	040	\$518.83
Consumer Plumbing Supply	42-0081665	001	\$66.05
First Southwestern Title	AD00320547881	991	\$491.00

SCHOOL

Name	School	Warrant	Amount
A.H.S.A.A.	Tolleson	42-0059758	\$125.00
Nathan Beaty	Mesa	72-0058904	\$32.94
Circuit City	Agua Fria #216	42-0122881	\$266.97
Janet Crimo	Wickenburg #9	42-0080064	\$206.10
Barbara Curry	Mesa	72-0067284	\$224.64
Gregory Estrada	Mesa	72-0066936	\$224.64
Amalia Munos Garcia	Mesa	72-0059522	\$110.85
Teddi E. Wood-Holt	Buckeye #201	12-0133306	\$839.64
Sophia Martinez Jensen	Supt. of Schools	42-0128772	\$225.00
Jessica Lee Larson	Mesa	72-0072990	\$52.06
John Malfa	Alhambra	68626313	\$73.88
Joshua D. Murphy	Mesa	72-57597	\$39.32
Maria Navarette	Roosevelt #66	42-0103402	\$1,206.00
Jennifer J. Neal	Aqua Fria #216	42-0129632	\$1,060.00
Aretha Norris	Roosevelt #66	12-132386	\$432.93
Luis E. Ocampo	Balsz #031	12-0125808	\$723.77
Elizabeth J. Pittman	Mesa	72-64395	\$161.68
Delia R. Rodriguez	Roosevelt #66	12-0126617	\$863.62
Danielle C. Schneck	Mesa	72-0059517	\$576.64
Qwest Internet Services	Agua Fria #216	42-0116653	\$1,499.90
Maryann Stegall	Mesa	72-0065858	\$224.64
Amy Stewart	Buckeye #033	42-0000762	\$89.67
Kathleen J. Tosi	Mesa	72-0062141	\$173.15
Kathleen J. Tosi	Mesa	72-0073757	\$226.88

STALE DATED WARRANTS

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to find that claims presented pursuant to A.R.S. §11-644 are legitimate and that claimants have demonstrated good and sufficient reason for failure to present the original check or warrant within the allotted time. Accordingly, the claims are allowed. (ADM1816)

Samuel Kowal	\$8.16	I.C. Dahl	\$168.47
Herschel C. Crose	\$53.08	Karen May Daley	\$9.89

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

David L. Egelston \$6.93 Precision Rail Enterprises, Inc. \$1,448.96

SETTLEMENT OF TAX CASES

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to approve the settlement of tax cases, list dated June 10, 2002. (ADM704)

1999	
TX 98-000542	ST 01-000234
1999/2000	TX 01-000342
TX 01-000234	TX 01-000348
2001	TX 01-000408
TX 00-000651	TX 01-000410
2001/2002	TX 01-000465
ST 01-000155	TX 01-000476
TX 01-000427	TX 01-000513
TX 01-000428	TX 01-000602
2002	TX 01-000614
ST 01-000113	TX 02-000057

HEARING SET - PLANNING AND ZONING CASES

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to schedule a public hearing on any Zoning and Building Code cases in the unincorporated areas of Maricopa County for June 10, 2002, at 9:00 a.m. in the Board of Supervisors Auditorium, as follows:

Z2001-167

CLASSIFICATION CHANGES

Pursuant to A.R.S. §42-12054, motion was made by Supervisor Kunasek, seconded by Supervisor Wilcox, and unanimously carried (4-0-1) to approve the Assessor's recommendations to change classification and/or reduce the valuation of certain properties which are now owner occupied. (ADM723)

PARCEL NUMBER	YEAR	OWNER	CLASS FROM	CLASS TO
105-64-025B	2001	Deanna Gordon	LC/4	LC/3
105-64-026	2001	Deanna Gordon	LC/4	LC/3
142-61-029	2001	Richard Trusty	LC/4	LC/3
142-61-029	2000	Richard Trusty	LC/4	LC/3
142-61-029	1999	Richard Trusty	LC/6	LC/5
142-66-050	2001	Charles Miller	LC/4	LC/3
142-66-050	2000	Charles Miller	LC/4	LC/3
142-66-050	1999	Charles Miller	LC/6	LC/5
154-06-043	2001	Martha Estrada	LC/4	LC/3
154-06-043	2000	Martha Estrada	LC/4	LC/3
154-06-043	1999	Martha Estrada	LC/6	LC/5
166-05-327	2001	Claudia Ravel	LC/4	LC/3
166-05-327	2000	Claudia Ravel	LC/4	LC/3
166-05-327	1999	Claudia Ravel	LC/6	LC/5

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

FORMAL SESSION
June 10, 2002

167-27-848	2001	Myron Siegel	LC/4	LC/3
167-27-848	2000	Myron Siegel	LC/4	LC/3
167-27-848	1999	Myron Siegel	LC/6	LC/5
173-32-358	2001	William Osedlo	LC/4	LC/3
173-32-358	2000	William Osedlo	LC/4	LC/3
173-32-358	1999	William Osedlo	LC/6	LC/5
209-09-053	2001	Tina Simonetti	LC/4	LC/3
209-09-053	2000	Tina Simonetti	LC/4	LC/3
209-09-053	1999	Tina Simonetti	LC/6	LC/5
214-28-012	2001	R. Ruvalcaba	LC/4	LC/3
214-28-012	2000	R. Ruvalcaba	LC/4	LC/3
214-28-012	1999	R. Ruvalcaba	LC/6	LC/5

COMPROMISES

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to accept the requested compromises as payment in full for the following cases: (Discussed in Executive Session held May 13, 2002.) (ADM407)

Elodia Carrillo	\$2,000.00
Alberto Casillas	\$5,868.88
Daniel Casillas	\$5,143.72
Jose Castro	\$600.00
Elizabeth Gutierrez	\$666.66
Manuel Limon, Jr.	\$2,500.00
Genoveva Martinez	\$2,500.00
Jorge Castillo Mendez (Medina)	\$27,000.00
Mariano Mendez	\$2,000.00
Dolores Nazzaro	\$3,000.00
Christopher Perry	\$49,401.85
Ruben Sandoval	\$1,250.00
Michelle Willis	\$600.00
Dario Zamora	\$13,500.00

WRITE-OFF

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to accept the requested write-offs as payment in full for the following. (Discussed in Executive Session held May 13 2002.) (ADM407)

Pedro Amaro	\$4,991.11
Bernabe Franco, Sr., and Lucy G. Franco	7,809.04
Myron Norcross	764.88
Thomas Simms	87.56

PUBLIC COMMENT

There were no comments by the public at this time. (ADM605)

SUPERVISORS' COMMENTS

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

Supervisor Wilson commented on the various kinds of contributions made to County libraries by parties interested in their continued development. Both he and Chairman Stapley expressed the County's appreciation for these gifts to advance learning and enjoyment by residents. (ADM606)

~ Supervisor Wilcox left the meeting ~

PLANNING AND ZONING

David Smith left the dais at the end of this portion of the Board meeting. Members, as given above, remained in session (Supervisor Wilcox was away from the dais until item #3) (Supervisor Brock was absent). Joy Rich, Director of Planning and Development, Darren Gerard, Principal Planner, and David Benton, County Counsel, came forward to present the following Planning and Zoning cases. Votes of the Members will be recorded as follows: (aye-no-absent-abstain).

CONSENT ITEMS DETAIL:

1. **S2001-096 District 2**
 Applicant: D & M Engineering
 Location: East of 96th Street and north of Main Street (in the east Mesa area)
 Request: Final Plat in the R-3 R.U.P.D. zoning district for Lost Dutchman Villas
 (approximately 6.82 gross acres)

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilson and unanimously carried (3-0-2) to approve this final plat.

2. **Z2001-088 District 3**
 Applicant: Voit Acquisition Company L.L.C. for Anthem Arizona, L.L.C.
 Location: North side of Venture Court, west of Anthem Way (in Anthem)
 Request: Plan of Development for an office complex, for Gateway Office Park at Anthem (4.9 gross acres)

COMMISSION ACTION: Commissioner Smith moved to recommend approval of Z2001-088, subject to the following stipulations "a" through "j". Commissioner Clayburg seconded the motion, which passed with a unanimous vote of 8-0.

- a. Development of the site shall be in conformance with the site plan consisting of seven full-size sheets entitled "Gateway Office Park at Anthem..." (includes Plan of Development, Site Photometric Plan, and Elevations) prepared by Poliquin Kellogg Design Group, dated April 2, 2002 and stamped received April 3, 2002, except as modified by the following stipulations.
- b. Development of the site shall be in conformance with the preliminary landscape plan consisting of one sheet entitled "Site Plan" prepared by The Campbell Collaborative, dated April 2, 2002 and stamped received April 3, 2002, except as modified by the following stipulations.
- c. Development of the site shall be in conformance with the narrative report entitled "Gateway Office Park at Anthem...", prepared by Poliquin Kellogg Design Group for Voit Development Company, consisting of three pages, dated February 2002 and stamped received April 3, 2002 – except as modified by the following stipulations.

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

- d. The County's Drainage Regulations require that a drainage clearance must be obtained prior to the issuance of a building permit. A final grading and drainage plan and final drainage report must be submitted for review and approval by the Flood Control District. Prior to the issuance of a final drainage clearance:
 - i. The developer or his agent must call the Flood Control District's Inspection Request Number for a final inspection to determine that all drainage features have been constructed in accordance with the approved plans.
 - ii. As-built paving and grading plans must be submitted to the Flood Control District along with a certification from a registered engineer that site improvements were constructed in accordance with the approved plans.
- e. Any landscaping in County right-of-way will require a permit from the Maricopa County Department of Transportation.
- f. A subdivision plat, per Maricopa County Subdivision Regulations, shall be required if the subject property is split into more than three parcels, or if a condominium project is proposed.
- g. Prior to the issuance of a building permit, the applicant shall provide ultimate improvements on Venture Court with sidewalk.
- h. All outdoor lighting fixtures must comply with Section 2318 of the Maricopa County Zoning Ordinance.
- i. All transformers, back-flow prevention devices, utility boxes and all other utility-related ground equipment shall be painted to complement the development and shall be screened with landscape material where possible.
- j. Major changes to this site plan will require review and approval by the Board of Supervisors, upon recommendation of the Planning and Zoning Commission. Staff of the Planning and Development Department, Project Management Division may administratively approve minor changes.

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilson and unanimously carried (3-0-2) to approve this plan of development subject to stipulations "a" through "j."

~ Supervisor Wilcox returned to the meeting ~

REGULAR ITEMS DETAIL:

- 3. **Z2002-005** **District 2 (This case requires a 4/5 vote of the Board due to a request for 24-hour emergency vesting.)**
 - Applicant:** Midvale Telephone Exchange Company, Inc.
 - Location:** South of Lone Mountain Road on the west side of 144th Street (in the Rio Verde area)
 - Request:** Special Use Permit in the Rural-43 zoning district for a utility facility. Z2002-005 will be heard at the June 6, 2002, Planning Commission hearing.

**FORMAL SESSION
June 10, 2002**

Joy Rich, Director of Planning and Development, said this was to authorize a telephone switching facility in an area with almost no telephone service and it would be very important and useful for those living in that area. The facility would have no vertical element and will not provide cellular activity. She said there is neighborhood support and no known opposition to this project. Because of the lack of telephone service in this area they are asking for emergency 24-hour vesting to satisfy a need.

Motion was made by Supervisor Kunasek, seconded by Supervisor Wilson, and unanimously carried (4-0-1) with Supervisors Kunasek, Wilson, Wilcox and Stapley voting "aye" (Supervisor Brock was absent) to approve this application for a special use permit with 24-hour emergency vesting.

- 4. Z2002-008 District 2**
Applicant: Tom Hebert
Location: Northeast corner of Rio Verde Drive and 156th Street (in the Rio Verde area)
Request: Special Use Permit for a dog kennel in the Rural-43 zoning district for Almost Home Pet Resort (2.62 gross acres)

COMMISSION ACTION: Commissioner Pugmire moved to recommend approval of Z2002-008, subject to the following stipulations "a" through "s". Commissioner Gulbrandsen seconded the motion, which passed with a unanimous vote of 8-0, subject to the following stipulations:

- a. Development and use of the site shall comply with the site plan entitled "Hebert Property: SUP for Almost Home Pet Resort, Ltd", consisting of two full-size sheets, dated April 1, 2002 and stamped received April 5, 2002, except as modified by the following stipulations.
- b. Development and use of the site shall comply with the narrative report entitled "Almost Home Pet Resort Ltd." consisting of ten pages and stamped received April 5, 2002 except as modified by the following stipulations.
- c. The Special Use Permit shall expire ten (10) years from the date of approval by the Board of Supervisors. A status report, which shall be used to monitor compliance with these stipulations, shall be submitted to the Planning and Development Department staff two years after approval of the Special Use Permit by the Board of Supervisors.
- d. The daily exercising of animals in the exercise areas shall be limited to the hours of 7:00 a.m. to 8:00 p.m.
- e. The kennels shall be constructed with noise attenuation on all exterior walls.
- f. Barking dogs shall not be allowed access to the exterior dog runs.
- g. No dogs shall be allowed outside from 9:00 p.m. to 7:00 a.m.
- h. Dogs will not be exercised outside the six exercise areas shown on the site plan. All exercise yards shall have eight-foot (8') tall walls.
- i. At no time shall dogs be allowed to roam the property unsupervised. No boarded dogs shall be outside in the exercise yards unless someone is at the facility.

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

- j. The number of dogs in the kennel shall be limited to 30 animals.
- k. The kennel operation shall strictly comply with the provisions of Chapter XI (Animals) of the Maricopa County Environmental Health Code.
- l. The driveway and parking spaces as shown on the site plan must meet E.P.A. requirements for dust control. Decomposed granite and pea gravel are not acceptable methods of dust control.
- m. The use shall be monitored for two years for dust generation on 156th Street. This shall be addressed in the Status Report referenced in stipulation 'c'.
- n. The applicant agrees to participate in any future paving improvement district for 156th Street.
- o. A building permit and a drainage clearance must be approved by the Flood Control District prior to constructing any fencing on-site.
- p. Major changes to this Special Use Permit must be processed as a revised application in the same manner with approval by the Board of Supervisors following recommendation of the Planning and Zoning Commission. Staff of the Planning and Development Department may administratively approve minor changes.
- q. Non-compliance with the regulations administered by the Maricopa County Environmental Services Department, Maricopa County Department of Transportation or the Maricopa County Flood Control Department may be grounds for initiating a revocation of this special use permit as set forth in the Maricopa County Zoning Ordinance.
- r. Non-compliance with the condition of approval will be treated as a violation in accordance with provisions of the Maricopa County Zoning Ordinance. Further, non-compliance of the conditions of approval may be grounds for the Commission to take action in accordance with the Maricopa County Zoning Ordinance.
- s. No proposed lighting shall exceed eight feet (8') in height, and all outdoor lighting shall otherwise comply with Section 2318 of the Maricopa County Zoning Ordinance.

Joy Rich, Director of Planning and Development, said this facility is attached to a residence and both are currently under construction. There is little known objection to this project however additional stipulations have been suggested to satisfy some concerns. Staff has recommended a shorter time period of 10 years than the applicant requested, the Planning Commission concurred and both recommend approval of the permit.

Wendy Riddell represented the applicant and, at the request of the Chairman, discussed the modification of stipulation, "c" and a new stipulation, "t" that he has suggested. Stipulation "c" would be modified to call for a status report after one year rather than two years and the ability of staff to require subsequent reports. New stipulation "t" would provide a landscaping plan, see below.

Chairman Stapley said he had met with those neighbors who had voiced concerns with this project and had suggested the stipulation changes to synchronize agreement among all parties. He said that he could recommend approval with these additions.

**FORMAL SESSION
June 10, 2002**

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to concur with the Planning Commission recommendation for approval subject to stipulations "a" through "s" and with the amendments to stipulation "c" and addition of the new stipulation "t" as follows:

- c. The Special Use Permit shall expire ten (10) years from the date of approval by the Board of Supervisors. A status report, which shall be used to monitor compliance with these stipulations, shall be submitted to the Planning and Development Department staff **one** ~~two~~ years after approval of the Special Use Permit by the Board of Supervisors. **Subsequent reports may be required by staff.**
- t. **Applicant shall submit a landscape plan to be reviewed by staff within 30 days of approval by the Board of Supervisors. The landscaping plan shall demonstrate that there will be vegetation provided along both street frontages to minimize the impact of any structures. All landscaping must be installed within six (6) months of Special Use Permit approval by the Board of Supervisors.**

5. **Z2002-035 District 4**
Applicant: Skyway Church of the West Valley
Location: Southeast corner of 135th Avenue and Ocotillo Road (in the west Glendale area)
Request: Special Use Permit for a charter school in the Rural-43 zoning district, for Skyway Charter School (4.16 acres)

COMMISSION ACTION: Commissioner Clayburg moved to recommend approval of Z2002-035, subject to the following stipulations "a" through "i". Commissioner Harris seconded the motion, which passed with a unanimous vote of 6-0.

- a. Development of the site shall comply with the site plan entitled "Skyway Charter School", consisting of one (1) full-size sheet, dated January 24, 2001 and stamped received March 27, 2002 except as modified by the following stipulations.
- b. Development of the site shall comply with the narrative report entitled "Skyway Charter School...Narrative Report", consisting of two (2) pages, undated and stamped received March 27, 2002, except as modified by the following stipulations.
- c. Existing and proposed outdoor lighting shall comply with Section 2318 of the Maricopa County Zoning Ordinance.
- d. Prior to the issuance of a Certificate of Occupancy for the youth center, the applicant shall demonstrate that the building is structurally sound and meets all applicable Building Code requirements. Such demonstration must be provided by August 1, 2002 or the beginning of the school year, whichever comes first. If this does not occur, the Special Use Permit shall be revoked. Any request for a time extension to complete the renovation project shall be submitted to the Planning and Zoning Commission for approval as per stipulation 'h' below. The Certificate of Occupancy must be obtained prior to any students being allowed in the school building.
- e. A Traffic Impact Study shall be submitted to and accepted by MCDOT prior to zoning clearance.

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

- f. A revised site plan, indicating existing retention on site, shall be submitted to and accepted by the Flood Control District prior to zoning clearance.
- g. This Special Use Permit shall expire fifteen (15) years from the date of approval by the Board of Supervisors. At the time of expiration, the applicant may submit an application for renewal of the Special Use Permit subject to review and approval by the Board of Supervisors. A status report, to monitor compliance with these stipulations, shall be submitted to the Planning and Development Department every two (2) years after approval of the Special Use Permit by the Board of Supervisors.
- h. Major changes to this Special Use Permit (the site plan and narrative report) shall be processed as a revised application in the same manner as the original application, with final determination made by the Board of Supervisors following recommendation by staff and the Planning and Zoning Commission. Minor changes may be administratively approved by staff of the Planning and Development Department.
- i. Non-compliance with the Special Use Permit (the site plan and narrative report) or the conditions of approval will be treated as a violation in accordance with provisions of the Maricopa County Zoning Ordinance.

Joy Rich, Director of Planning and Development, said this is a private school now in operation and this application would allow it to become a charter school with 225 students. Staff and Planning Commission recommend approval.

Motion was made by Supervisor Wilson, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to concur with the recommendation of the Planning Commission for approval subject to stipulations "a" through "i."

- 6. TA2002-004 All Districts**
Applicant: Planning and Zoning Commission Initiative
Request: Adopt a new format for the Maricopa County Zoning Ordinance. There will be no substantive or material changes to the requirements of the ordinance. It will include a new reference index, which will be organized alphabetically by subject matter, to assist customers in quickly locating topical information. The goal of the proposed changes is to make the document more logical and easier to use.

COMMISSION ACTION: Commissioner Harris moved to recommend approval of TA2002-004. Commissioner Pugmire seconded the motion, which passed with a unanimous vote of 6-0.

Joy Rich, Director of Planning and Development, said this text amendment would affect all districts and provides a new format and design for the County's Zoning Ordinance in an effort to modernize it and make it easier to use.

Motion was made by Supervisor Wilcox, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) to concur with the recommendation of the Planning Commission for approval.

MEETING RECESSED TO EXECUTIVE SESSION

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

Motion was made by Supervisor Wilson, seconded by Supervisor Kunasek, and unanimously carried (4-0-1) that the Board go into Executive Session, pursuant to A.R.S. 38-431.03. The meeting was recessed to reconvene in the Tom Sullivan Room to consider the following items.

LEGAL ADVICE, PENDING OR CONTEMPLATED LITIGATION -- A.R.S. §38-431.03(A)(3) AND (A)(4)

Compromise Cases – Miguel Alvarez, Sr., Joaquin Silva Barajas, Earnest Chesser, Betty Cosentino, Heather Hazel, James Herd, Charles Hughes, Connie Johnson, Joshau Juan, Maghony Kizzee, Tina LeClair, Brittani Marquand, Sandy Miranda, Noah O'Conner, John Pelton, Celestina Piedra, Dora Rivera, Maria Rocio Rodriquez, Estate of Katherine Seaton, Katherine Skullr, Gladys Smith, Jerry Sockman, Jesus Valentin.

Barbara Caldwell, Outside Counsel

Write-off Cases – Marxo Dixon, Kevin Sidley.

Barbara Caldwell, Outside Counsel

PENDING OR CONTEMPLATED LITIGATION -- A.R.S. §38-431.03(A)(4)

Gary Gibbons v. Maricopa County acting through its Board of Supervisors, and Industrial Development Authority of Maricopa County (Maricopa County Superior Court Case No. CV 2002-010422)

Paul Golab, Deputy County Attorney, Division of County Counsel

Tom Manos, Chief Financial Officer

Tom Irvine, Irvine Van Riper, Outside Counsel

LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION -- A.R.S. §38-431.03(A)(3) AND (A)(4)

Samaritan Health System v. Maricopa County and related cases (Nos. CV 98-22632, CV 98-22632, CV 99-08827, CV 97-21512, CV 97-22991, CV 98-00759, CV 98-01412, CV 98-06307, CV 98-09655, CV 98-22633, CV 98-12134, CV 98-08582, CV 98-17845, CV 99-05749, CV 2000-001344, CV 99-16048)

Christopher Keller, Chief, Division of County Counsel

Sandi Wilson, Deputy County Administrator

Shawn Nau, Director, Health Care Mandates

Donald W. Bivens, Attorney, Meyer Hendricks & Bivens

Susan Mortensen, Attorney, Meyer Hendricks & Bivens

PENDING OR CONTEMPLATED LITIGATION -- A.R.S. §38-431.03(A)(4)

Citizens Telecommunications Co., et al., v. Arizona Department of Revenue, Maricopa County, et al., No. TX 98-00716 (consolidated)

William Knopf, Deputy County Attorney, Division of County Counsel

Jay C. Jacobson, Sanders & Parks

LEGAL ADVICE; CONTRACTS SUBJECT TO NEGOTIATION; SETTLEMENT DISCUSSIONS CONDUCTED IN ORDER TO AVOID OR RESOLVE LITIGATION; PERSONNEL MATTERS, PROMOTION, DEMOTION, SALARY, ETC. – A.R.S. 38-431-03(A)(1), (A)(3), AND (A)(4)

Termination of Cambio contract and discussion of potential employment by County of certain Cambio management staff for Chief Executive Officer, Chief Financial Officer, Chief Nursing Officer, Chief Operating Officer, and other MIHS management positions.

MARICOPA COUNTY BOARD OF SUPERVISORS MINUTE BOOK

**FORMAL SESSION
June 10, 2002**

Christopher Keller, Chief, Division of County Counsel
Sandi Wilson, Deputy County Administrator
Shawn Nau, Contract Administrator

PENDING OR CONTEMPLATED LITIGATION -- A.R.S. §38-431.03(A)(4)

SFPP LP v. Arizona Department of Revenue, Maricopa County, et al., TX 1999-00532 TX 2001-000001, TX 2001-000382

William Knopf, Deputy County Attorney, Division of County Counsel

PENDING OR CONTEMPLATED LITIGATION -- A.R.S. §38-431.03(A)(4)

Twenty Non-California Hospitals v. S. Kimberley Belshe, Director of the California Department of Health Services (Medi-Cal)

Louis Gorman, Deputy County Attorney, Division of County Counsel
Mark Hillard, CEO, Maricopa Integrated Health Systems
Pat Walz, CFO, Maricopa Integrated Health Systems

CONTRACTS SUBJECT TO NEGOTIATION; PURCHASE, SALE OR LEASE OF REAL PROPERTY – A.R.S. 38-431-03(A)(4) AND (A)(7)

Downtown Real Estate

Christopher Keller, Chief, Division of County Counsel
Terry Eckhardt, Deputy County Attorney, Division of County Counsel
Sandi Wilson, Deputy County Administrator
Tom Manos, Chief Financial Officer
Robert Williams, Chief Public Works Officer
Norman Hintz, Director, Facilities Management
Jaime Fontes, Real Estate
Bob Corley, Real Estate

MEETING ADJOURNED

There being no further business to come before the Board, the meeting was adjourned.

ATTEST:

Don Stapley, Chairman of the Board

Fran McCarroll, Clerk of the Board